



2024:KER:88629

CRL.MC NO. 5459 OF 2023

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IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE A. BADHARUDEEN

MONDAY, THE 25TH DAY OF NOVEMBER 2024/4TH AGRAHAYANA,

1946

CRL.MC NO. 5459 OF 2023

CRIME NO.210/2022 OF MANKARA POLICE STATION, PALAKKAD

CC NO.595 OF 2022 OF JUDICIAL MAGISTRATE OF FIRST

CLASS -II, PALAKKAD

PETITIONERS/ACCUSED 1 TO 4:

- 1 JUVAIS
AGED 29 YEARS
S/O ABDUL KHADER, ARANGAD MANZIL VEEDU,
PUNNAKURISSI, KALLUR.P.O.,
PALAKKAD DISTRICT, PIN - 678641
- 2 THAJUNEESA
AGED 52 YEARS
W/O ABDUL KHADER, ARANGAD MANZIL VEEDU,
PUNNAKURISSI, KALLUR.P.O.,
PALAKKAD DISTRICT, PIN - 678641
- 3 ABDUL KHADER.A.M.
AGED 61 YEARS
S/O.MOIDEENKUTTY RAWUTHAR,
ARANGAD MANZIL VEEDU, PUNNAKURISSI,
KALLUR.P.O., PALAKKAD DISTRICT, PIN - 678641
- 4 JAMSHEENA
AGED 30 YEARS
D/O.ABDUL KHADER, ARANGAD MANZIL VEEDU,
PUNNAKURISSI, KALLUR.P.O.,
PALAKKAD DISTRICT, PIN - 678641

BY ADVS.
RIA VARGHESE
AHAMMAD SACHIN K.



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RESPONDENTS/DEFACTO COMPLAINANT AND COMPLAINANT:

- 1 JUMANA
AGED 26 YEARS
D/O ABDUL JAMAL KUZHIKKATTIL HOUSE,
VALLIVANGAD SOUTH.P.O., MOORIPPADAM,
PANDIKKAD, MALAPPURAM DISTRICT,
PIN - 676521
- 2 STATE OF KERALA
REP. BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM,
PIN - 682031

BY ADV VINOD S. PILLAI
SRI. M P PRASANTH, PUBLIC PROSECUTOR

THIS CRIMINAL MISC. CASE HAVING COME UP FOR
ADMISSION ON 25.11.2024, THE COURT ON THE SAME DAY
PASSED THE FOLLOWING:



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ORDER

Dated this the 25th day of November, 2024

This Criminal Miscellaneous Case has been filed under Section 482 of the Code of Criminal Procedure, 1973, to quash Annexure A2 Final Report and all further proceedings in C.C.No.592/2022 on the files of the Judicial First Class Magistrate Court-III, Palakkad, arose out of Crime No.210/2022 of Mankara Police Station, Palakkad. The petitioners herein are accused Nos.1 to 4 in the above crime.

2. Heard the learned counsel for the petitioners, the learned counsel appearing for the de facto complainant and the learned Public Prosecutor.

3. In this matter, offence punishable under Section 498A r/w 34 of the Indian Penal Code is alleged to have been committed by the accused.

4. It is submitted that the matter has been amicably settled and the de facto complainant filed affidavit in this regard. The defacto complainant stated in the affidavit



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that she has no intention to proceed further in this matter.

5. The learned Public Prosecutor also submitted that the matter has been settled between the parties and statement of the de facto complainant to that effect has been recorded.

6. Since the dispute has been settled in between the parties, there is no reason to disallow the prayer for quashment, so as to facilitate peaceful living of the parties hereinafter. Therefore, in the interest of justice, I am inclined to allow this petition.

In the result, this petition stands allowed and Annexure A2 Final Report and all further proceedings in C.C.No.592/2022 on the files of the Judicial First Class Magistrate Court-III, Palakkad, arose out of Crime No.210/2022 of Mankara Police Station, Palakkad, as against the petitioners stand quashed.

**Sd/-
A. BADHARUDEEN
JUDGE**

nkr



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APPENDIX OF CRL.MC 5459/2023

PETITIONER ANNEXURES

ANNEXURE A1 CERTIFIED COPY OF THE FIRST
 INFORMATION REPORT IN CRIME
 NO.210/2022 OF MANKARA POLICE STATION
 DATED 18.05.2022

ANNEXURE A2 CERTIFIED COPY OF THE FINAL REPORT IN
 C.C.NO:592/2022 ON THE FILE OF
 JUDICIAL FIRST CLASS MAGISTRATE COURT-
 II PALAKKAD DATED 15.09.2022

ANNEXURE A3 TRUE COPY OF THE AFFIDAVIT SWORN BY
 THE 1ST RESPONDENT/DE-FACTO
 COMPLAINANT DATED 07.06.2023

RESPONDENTS ANNEXURES : NIL