

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

CRLMP.NO. 9981/2013 in CRIMINAL APPEAL NO(s). 526 OF 2010

C.G.GEORGE &amp; ANR.

Appellant (s)

VERSUS

AJI MOL &amp; ANR.

Respondent(s)

(For permission to withdraw CC. No. 249/2005 pending before JFCM  
Court, Pathanamithitta, Kerala)

Date: 04/07/2013 This Crl.M.P. was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.K. PATNAIK

HON'BLE MR. JUSTICE FAKKIR MOHAMED IBRAHIM KALIFULLA

For Appellant(s) Mr. Nishe Rajen Shonker, Adv.  
Mrs. Anu Shonker, Adv.

For Respondent(s) Ms. Bina Madhavan, Adv.

Mr. George Kurian, Adv.  
Mr. C.M. Jayakumar, Adv.  
Mr. A. Raghunath, Adv.UPON hearing counsel the Court made the following  
O R D E R

By order dated 7th August, 2009 this Court, while issuing notice in the S.L.P., had directed that in the meanwhile there shall be stay of further proceedings in C.C. No. 249 of 2005 pending before the Court of learned Judicial Magistrate, First Class, Pathanamithitta.

A Crl.M.P. has been filed before us for withdrawal of C.C. No. 249 of 2005 pending before the Court of Ld. Judicial Magistrate, First Class, Pathanamithitta, Kerala.

On a query made by the Court as to why the application for withdrawal has not been filed before the Ld. Judicial Magistrate, First Class, learned counsel for the applicant (Respondent No. 1) submitted that in view of the direction of this Court staying proceedings before the Ld. Judicial Magistrate, the application for withdrawal of the C.C. No. 249 of 2005 has been filed before this Court.

In view of the aforesaid submission, we vacate the order of stay passed by this Court on 7th August, 2009.

The applicant may now move the Trial Court for withdrawal of C.C. No. 249 of 2005 and after the orders are passed by the Trial Court, inform this Court by an appropriate affidavit.

The Crl.M.P. is disposed of accordingly.

| (G. SUDHAKARA RAO)  
| COURT MASTER| | (SHARDA KAPOOR)  
| | COURT MASTER |