

Safia Vs. State of Kerala

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Court : Kerala

Decided On : Jan-31-2013

Judge : Honourable Mr.Justice T.R.Ramachandran Nair

Appellant : Safia

Respondent : State of Kerala

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM PRESENT: THE HONOURABLE MR.JUSTICE T.R.RAMACHANDRAN NAIR THURSDAY, THE 31ST DAY OF JANUARY 2013 11TH MAGHA 193 CrI.MC.No. 683 of 2013 ()
----- CRIME NO. 1519/2012 OF NEDUMBASSERY POLICE STATION , ERNAKULAM. PETITIONER/ACCUSED: ----- SAFIA, AGED 5 YEARS, W/O. MOHAMMED AHAMMED, H. NO.3/73, ARACKAL VEETIL, NELLUKADAVU ERAVELI, FORT KOCHI, ERNAKULAM. BY ADVS. SRI.A.X.VARGHESE, SRI.A.V.JOJO. RESPONDENT/COMPLAINANT: ----- STATE OF KERALA, REPRESENTED BY THE SUB INSPECTOR OF POLICE, NEDUMBASSERY AIRPORT POLICE STATION, REPRESENTED BY THE PUBLIC PROSECUTOR HIGH COURT OF KERALA, ERNAKULAM

031. BY PUBLIC PROSECUTOR MR.T. RAMAPRASAD UNNI. THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION ON 31-01-2013, THE COURT ON THE SAME DAY PASSED THE FOLLOWING: rs. CrI.MC.No. 683 of

2013 APPENDIX PETITIONER'S ANNEXURES:- ANNEXURE A1 CERTIFIED COPY OF THE F I.R 1519/2012 OF THE NEDUMBASSERY AIRPORT POLICE STATION, DATED 27 11-2012 ANNEXURE A2 TRUE COPY OF THE ORDER DATED 10 12-2012 IN CRL M.C. 2512/2012 OF THE SESSIONS COURT, ERNAKULAM. RESPONDENT'S ANNEXURES:- NIL. //TRUE COPY// P.A. TO JUDGE rs. T.R. RAMACHANDRAN NAIR, J.

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Crl.M.C.No.683/2013

~~~~~ Dated this the 31st day of January, 2013

ORDER

The petitioner is seeking to quash the First Information Report No.1519/2012 of Nedumbassery Airport Police Station. The offences alleged are under Sections 468 and 471 of the Indian Penal Code and Sections 12(1)(b)(d) of the Indian Passports Act, 1967. The allegations against the petitioner are that she made a correction of her date of birth and created a forged passport and using the same she came from Kuwait to Nedumbassery Airport. Annexure-1 is the certified copy of the First Information Report.

2. Learned counsel for the petitioner submitted that the petitioner is innocent of the allegations and was not aware of the correction made in the date of birth in her passport and she has not knowingly furnished any false information. Now the petitioner has been granted bail as per order Annexure-A2.

3. The prayer is to quash the First Information Report as well as for a direction to release the passport. It is too premature for this Court to quash the F.I.R since the investigation is only pending. Without prejudice to the right of the petitioner to move the appropriate court at the right time, this criminal miscellaneous case is dismissed. Sd/- (T.R. Ramachandran Nair, Judge.) ms

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