

Moly. E.V., vs State of Kerala,

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SooperKanoon Citation : sooperkanoon.com/1282445

Court : Kerala

Decided On : Mar-27-2025

Judge : Honourable Mr.Justice V.G.Arun

Appeal No. : Crl.MC/6030/2021

Appellant : Moly. E.V.,

Respondent : State of Kerala,

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE V.G.ARUN THURSDAY, THE 27TH DAY OF MARCH 2025 / 6TH CHAITHRA, 1947 CRIME NO.317/2019 OF ERNAKULAM NORTH POLICE STATION, ERNAKULAM AGAINST THE ORDER/JUDGMENT IN CC NO.199 OF 2020 OF ADDITIONAL CHIEF JUDICIAL MAGISTRATE , ERNAKULAM PETITIONERS:

1 MOLY. E.V., AGED 51 YEARS W/O. BABU VARKEY, 201, VANCHINADU RESIDENCY, V.I.P. ROAD, NEAR WAKF BOARD, KALOOR, 682017. 2 MARKOSE, AGED 55 YEARS S/O. KURIAKOSE, THUNDICHIRAYIL HOUSE, MELTHARA LANE, ANJUMANA, EDAPPALLY, ERNAKULAM-682024 BY ADVS. S.SREEKUMAR (SR.) P.MARTIN JOSE M.A.MOHAMMED SIRAJ P.PRIJITH THOMAS P.KURUVILLA MANJUNATH MENON SACHIN JACOB AMBAT

HARIKRISHNAN S. RESPONDENTS: 1 STATE OF KERALA, REPRESENTED BY PUBLIC PROSECUTOR, HIGH COURT OF KERALA, ERNAKULAM, PIN-682031 2 IBRAHIM KUTTY, AGED 66 YEARS S/O. SAIDU MOHAMMED, ROSE VILLA, METHANAM KARA, ALANGAD VILLAGE, ALUVA-683102

BY ADVS M.K.FAISAL SMT. PUSHPALATHA. M.K, SR.PP. THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION ON 27.03.2025, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

ORDER

The prayer in this CrI.M.C is to quash Annexure.E final report filed against the petitioners in C.C.No.199 of 2020 of the Additional Chief Judicial Magistrate Court, Ernakulam alleging commission of offences under Sections 451, 427 and 34 of IPC. Finding that an attempt should be made to settle the dispute, the parties were referred to mediation by this Court. It is reported that the dispute is settled through mediation. As per the terms of the memorandum of settlement, the 2nd respondent has admitted that he has no grievance against the petitioners and in the CrI.M.C being allowed. The CrI.M.C is hence allowed. Annexure.E final report in C.C.No.199 of 2020 of the Additional Chief Judicial Magistrate Court, Ernakulam, as against the petitioners, is quashed. The memorandum of settlement shall form a part of this order. Sd/- V.G.ARUN JUDGE SPV APPENDIX OF CRL.MC 6030/2021 PETITIONERS ANNEXURES ANNEXURE A TRUE COPY OF F.I.STATEMENT DATED

18.2.2019 GIVEN BY THE 2ND RESPONDENT BEFORE THE CW13/S.I. OF POLICE, ERNAKULAM TOWN NORTH POLICE STATION.

ANNEXURE B TRUE COPY OF F.I.R.NO.317 OF 2019 OF ERNAKULAM TOWN NORTH POLICE STATION. ANNEXURE C TRUE COPY OF SCENE MAHAZAR DATED 19.2.2019. ANNEXURE D TRUE COPY OF ELECTRICAL DRAWING SUBMITTED BEFORE THE ELECTRICAL INSPECTORATE, ERNAKULAM. ANNEXURE E CERTIFIED COPY OF FINAL REPORT IN C.C.NO.199 OF 2020 OF ADDITIONAL CHIEF JUDICIAL MAGISTRATE COURT, ERNAKULAM. RESPONDENTS ANNEXURES: NIL //TRUE COPY// PA TO JUDGE

