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John Varghese vs State of Kerala

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Court : Kerala Orders

Decided On : Mar-15-2024

Judge : Honourable Mr.Justice P.G. Ajithkumar

Appeal No. : CRL.A/770/2013

Appellant : John Varghese

Respondent : State of Kerala

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE P.G. AJITHKUMAR FRIDAY, THE 15TH DAY OF MARCH 2024 / 25TH PHALGUNA, 1945 CRL.A NO. 770 OF 2013 AGAINST THE JUDGMENT IN CRA NO.130 OF 2012 PASSED BY THE III ADDITIONAL SESSIONS JUDGE (ADHOC-I), THODUPUZHA, SETTING ASIDE THE JUDGMENT IN ST NO.116/2009 OF JUDICIAL FIRST CLASS MAGISTRATE COURT, KATTAPPANA) APPELLANT/RESPONDENT/COMPLAINANT: JOHN VARGHESE S/O.VARKEY, KARIPPAMATTAM HOUSE, NEAR SAGARA THEATRE, KATTAPPANA KARA. SRI.S.RAJEEV SRI.K.K.DHEERENDRAKRISHNAN RESPONDENTS/ACCUSED/STATE: 1 STATE OF KERALA REP. BY

PUBLIC PROSECUTOR, HIGH COURT OF KERALA, ERNAKULAM - 682 031. 2 MATHUKUTTY S/O.DEVASIA, VAZHAYIL HOUSE, VELLAYAMKUDY KARA, KATTAPPANA VILLAGE, UDUMBANCHOLA TALUK, IDUKKI DISTRICT - 685 554. SMT.B.DHANYA SMT.R.PRIYA SRI.M.B.SANDEEP SRI.V.VISAL AJAYAN ADV.SHEEBA THOMAS - PUBLIC PROSECUTOR THIS CRIMINAL APPEAL HAVING COME UP FOR ADMISSION ON 15.03.2024, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING: Crl.Appeal No.770 of 2013

P.G. AJITHKUMAR, J.

---------- Crl. Appeal No.770 of 2013 ---------- Dated this the 15th day of March, 2024

JUDGMENT

This is an appeal filed under Section 378(4) of the Code of Criminal Procedure, 1973.

2. The appellant/complainant filed memo stating

that the dispute between himself and the 2 nd respondent - accused has been amicably settled and the appellant does not want to proceed with the appeal. The offence alleged against the 2nd respondent is punishable under Section 138 of the Negotiable Instruments Act, 1881. Recording the memo, appel is dismissed as not pressed. Sd/- P.G.AJITHKUMAR JUDGE SMF

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