

Balakrishnan a vs State of Kerala

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Court : Kerala

Decided On : Jul-25-2024

Judge : Honourable Mr. Justice P.V.Kunhikrishnan

Appeal No. : Crl.MC/1706/2015

Appellant : Balakrishnan a

Respondent : State of Kerala

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR. JUSTICE P.V.KUNHIKRISHNAN
THURSDAY, THE 25TH DAY OF JULY 2024 / 3RD SRAVANA, 1946 CRL.MC
NO. 1706 OF 2015 CRIME NO.439/2008 OF BEKAL POLICE STATION,
KASARGOD AGAINST THE ORDER/JUDGMENT DATED IN CC NO.59 OF 2011
OF JUDICIAL MAGISTRATE OF FIRST CLASS -II,HOSDRUG PETITIONERS:

1 BALAKRISHNAN A S/O.KUNHIRAMAN, R/AT MALIYAMKAL HOUSE,
ALAKODE, PANAYAL 2 P.V.LEELA W/O.BALAKRISHNAN, R/AT
MALIYAMKAL HOUSE, ALAKODE, PANAYAL VILLAGE, P.O.PAKKAM,
HOSDURG TALUK, KASARAGOD DISTRICT. 3 ANITHA M.V
W/O.K.V.CHANDRAN, R/AT THAYATH VALAPPU, PANAYAL 4

P.RAMESHAN S/O.ALAMI, R/AT ULIYANKAL, ALAKODE, PANAYAL VILLAGE, P.O.PAKKAM, HOSDURG TALUK, KASARAGOD DISTRICT.
5 DIPINKUMAR S/O.M.KUMARAN, R/AT ULIYANKAL, ALAKODE, PANAYAL BY ADV SRI.KODOTH SREEDHARAN

RESPONDENTS: 1 STATE OF KERALA THROUGH THE STATION HOUSE OFFICER, BEKAL POLICE STATION, REP. BY ITS PUBLIC PROSECUTOR, HIGH COURT OF KERALA, ERNAKULAM. 2 B.KALAVATHI W/O.KUNHIRAMAN, R/AT ALAKODE, NADICHAL, PANAYAL OTHER PRESENT: SRI.SANGEETHARAJ.N.R, PP THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION ON 25.07.2024, THE COURT ON THE SAME DAY PASSED THE FOLLOWING: CrI.M.C.No. 1706 of 2015 2 P.V.KUNHIKRISHNAN, JUDGE ===== CrI.M.C.No. 1706 of 2015 ===== Dated this the 25th day of July, 2024

ORDER

This Criminal Miscellaneous Case is filled with following prayers are:

This Hon'ble Court may be pleased to call for records and quash all further prosecution proceedings pursuant to Crime No.439/2008 of Bekal Police Station and registered as CC No.59/2011 on the file of the Judicial First Class-II Magistrate Court, Hosdurg and CrI.A.172/2014 before Additional Sessions Court, Kasaragod.

As per the e-court service Website, criminal appeal filed by the petitioners is already allowed. If that is the case nothing survives in this case. This Criminal Miscellaneous Case is closed. Sd/- P.V.KUNHIKRISHNAN JUDGE vnk/- CrI.M.C.No. 1706 of 2015 3 APPENDIX OF CRL.MC 1706/2015

PETITIONERS ANNEXURES:- ANNEXURE I TRUE COPY OF PROTEST COMPLAINT ON THE FILE OF THE JUDICIAL FIRST CLASS-II, MAGISTRATE COURT, HOSDURG. ANNEXURE II TRUE COPY OF THE FINAL REPORT IN CRIME NO.439/2008 DT.13.12.2009

OF BEKAL POLICE STATION. ANNEXURE III TRUE COPY OF THE JUDGMENT IN CC NO.59/2011 DATED 30.8.2014 BY THE JUDICIAL FIRST CLASS MAGISTRATE. ANNEXURE IV TRUE COPY OF THE AGREEMENT DATED 21.01.2015.

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