

Lineesh vs State of Kerala

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Court : Kerala Orders

Decided On : Jul-29-2024

Judge : Honourable Mr. Justice a. Badharudeen

Appeal No. : Crl.MC/10133/2023

Appellant : Lineesh

Respondent : State of Kerala

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR. JUSTICE A. BADHARUDEEN
MONDAY, THE 29TH DAY OF JULY 2024 / 7TH SRAVANA, 1946
CRL.MC NO. 10133 OF 2023 CRIME NO.554/2021 OF ATHOLI POLICE
STATION, KOZHIKODE SC NO.931 OF 2021 OF FAST TRACK
SPECIAL COURT, KOYILANDY

PETITIONER/ACCUSED: LINEESH AGED 42 YEARS S/O.KUMARAN,
VENMANIYIL HOUSE, MODAKKALLUR (P.O.), ATHOLI, KOZHIKODE
DISTRICT, PIN - 673525 BY ADVS. SANTHARAM.P REKHA ARAVIND
P.G.GOKULNATH RESPONDENTS/STATE & SURVIVOR: 1 STATE OF
KERALA REPRESENTED BY PUBLIC PROSECUTOR,HIGH COURT
OF KERALA, ERNAKULAM, PIN - 682031 2 XXXXXXXXXXXX

XXXXXXXXXX XXXXXXXXXXXX R1 BY PUBLIC PROSECUTOR
SRI.M.P.PRASANTH THIS CRIMINAL MISC. CASE HAVING COME UP
FOR ADMISSION ON 29.07.2024, THE COURT ON THE SAME DAY
PASSED THE FOLLOWING: CRL.MC NO.10133 OF 2023 2

ORDER

Dated this the 29th day of July, 2024 This Criminal Miscellaneous Case has been filed under Section 482 of the Code of Criminal Procedure, 1973, by the petitioner, who is the accused in Crime No.554/2021 of Atholi police station, Kozhikode District, now pending as S.C.No.931/2021 on the files of the Fast Track Special Court, Koyilandy and the prayer herein is as under:

To quash the Annexure 2 charge dated 01.11.2021 in Crime No.554/2021 of Atholi Police, Kozhikode District in the interest of justice.

2. After arguing for a while, when this Court is not

inclined to allow the quashment, holding that, prima facie case made out from the prosecution records, the learned counsel for the petitioner sought permission to withdraw this petition. Permission granted and this petition is dismissed as withdrawn. CRL.MC NO.10133 OF 2023 3 The interim stay granted by this Court stands vacated. Registry is directed to forward a copy of this order to the Fast Track Special Court, Koyilandy, for information and future guidance. Sd/- A. BADHARUDEEN JUDGE Bb

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