

Ajith D vs the State of Kerala

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SooperKanoon Citation : sooperkanoon.com/1341233

Court : Kerala Orders

Decided On : Jun-01-2023

Judge : Honourable Mr.Justice K. Babu

Appeal No. : Crl.MC/4895/2019

Appellant : Ajith D

Respondent : The State of Kerala

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K. BABU THURSDAY, THE 1ST DAY OF JUNE 2023 / 11TH JYASHTA, 1945 CRIME NO.1274 OF 2017 OF ATTINGAL POLICE STATION PETITIONER/S: AJITH D AGED 30 YEARS S/O. DEVADAS, AJINA BHAVAN, CHEMPOOR, MUDAKKAL P. O., ATTINGAL, THIRUVANANTHAPURAM - 695103. BY ADVS. S.SUNIL MAURYAN SMT.G.N.NISHA NAIR RESPONDENT/S: 1 THE STATE OF KERALA REPRESENTED BY THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA, ERNAKULAM - 682031. 2 THE SUB INSPECTOR OF POLICE ATTINGAL POLICE STATION, THIRUVANANTHAPURAM RURAL, THIRUVANANTHAPURAM - 695101. 3 VICTIM X OTHER PRESENT: PP SRI G SUDHEER THIS

CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION ON 01.06.2023, THE COURT ON THE SAME DAY PASSED THE FOLLOWING: ..2.. ,

ORDER

The petitioner challenges the FIR in Crime No.1274 of 2017 of Attingal Police Station. It is submitted that the Investigating Agency has already submitted final report in the matter. The petitioner seeks permission to withdraw the Crl.M.C. with liberty to challenge the final report. The Crl.M.C. is dismissed as withdrawn with liberty as mentioned above. Sd/- K. BABU, JUDGE kkj ..3.. , APPENDIX OF CRL.MC 4895/2019 PETITIONER ANNEXURES ANNEXURE A1 TRUE COPY OF THE PETITIONER'S BANK

STATEMENT INDICATING THE AMOUNTS TRANSFERRED BY THE PETITIONER TO THE 3RD RESPONDENT TO MEET HER FINANCIAL NEEDS ANNEXURE A2 TRUE COPY OF THE LETTER RECEIVED BY THE PETITIONER'S FATHER-IN-LAW ALONG WITH POSTAL DETAILS DATED 16.05.2017. ANNEXURE A3 TRUE COPY OF THE FIR DATED 24.06.2017

IN CRIME NO.1260/2017 OF ATTINGAL POLICE STATION, THIRUVANANTHAPURAM DISTRICT REGISTERED AGAINST 3RD RESPONDENT AND HER SONS. ANNEXURE A4 CERTIFIED COPY OF THE FIR & FIS DATED 28.06.2017 IN CRIME NO.1274/2017 OF ATTINGAL POLICE STATION THIRUVANANTHAPURAM DISTRICT REGISTERED AGAINST THE PETITIONER. ANNEXURE A5 TRUE COPY OF THE NOTARIZED CONSENT OF

THE 3RD RESPONDENT DATED 14.08.2018 EXPRESSING HER CONSENT NOT TO PURSUE THE CRIMINAL PROCEEDINGS AGAINST THE PETITIONER PURSUANT TO ANNEXURE A4 FIR. ANNEXURE A6 TRUE COPY OF THE ACKNOWLEDGEMENT RECEIPT DATED 14.08.2018 OF RS.2,00,000/- ANNEXURE A7 TRUE COPY OF THE ATTENDANCE/ LEAVE RECORD OF THE PETITIONER IN MAY 2012.