

Abdul Samad vs the State of Kerala

Abdul Samad vs the State of Kerala

SooperKanoon Citation : sooperkanoon.com/1346191

Court : Kerala Orders

Decided On : Jul-04-2023

Judge : Honourable Mr. Justice Raja Vijayaraghavan V

Appeal No. : Crl.MC/5917/2017

Appellant : Abdul Samad

Respondent : The State of Kerala

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR. JUSTICE RAJA VIJAYARAGHAVAN V TUESDAY, THE 4TH DAY OF JULY 2023 / 13TH ASHADHA, 1945 AGAINST THE ORDER IN CC NO.774/2017 OF JUDICIAL MAGISTRATE OF FIRST CLASS, KAYAMKULAM PETITIONER :- ABDUL SAMAD, AGED 46 YEARS S/O.MOHAMMED KUNJU, REPRESENTED BY SHYLA AS NEXT FRIEND, AGED 40, RESIDING AT B H BUILDING, KARTHIKAPALLY THALUK, KEERIKADU VILLAGE, KAYAMKULAM. P.O.-69502. BY ADV SRI.ABHILASH S.FRANCIS RESPONDENTS/STATE & DE FACTO COMPLAINANT :- 1 THE STATE OF KERALA REPRESENTED BY PUBLIC PROSECUTOR, HIGH COURT OF KERALA, ERNAKULAM. 2 NAHA KHAN, S/O

YOUSUF KUNJU, AGED 46, PADINJARE MANGALATHU HOUSE,
THEKKUMURI,KEERIKADU VILLAGE, KAYAMKULAM.P.O-690502,
ALAPPUZHA DIST.

BY ADVS. DR.V.N.SANKARJEE SRI.S.SIDHARDHAN
SMT.M.SUSEELA SMT.R.UDAYA JYOTHI SRI.M.M.VINOD
SMT.NEEMA T.V., SR.PP THIS CRIMINAL MISC. CASE HAVING
COME UP FOR ADMISSION ON 04.07.2023, THE COURT ON THE
SAME DAY PASSED THE FOLLOWING:

ORDER

When this matter was taken up for consideration, it was submitted by Sri. Abhilash S Francis, the learned counsel appearing for the petitioner, that he has instructions to submit that the petitioner is not interested in prosecuting this matter since an application seeking compounding of the offense has been filed before the trial court. He requests that this petition be dismissed as not pressed. In view of the matter, this petition is dismissed as not pressed. Sd/- RAJA VIJAYARAGHAVAN V
JUDGE SMA APPENDIX OF CRL.MC 5917/2017 PETITIONER ANNEXURES :-
ANNEXURE I THE COPY OF FIR DATED 08/05/2017 IN CRIME NO.1091/2017
OF KAYAMKULAM POLICE STATION ANNEXURE II COPY OF FIS DATED
07/05/2017 IN CRIME NIO.1091/2017 OF KAYAMKULAM POLICE STATION
ANNEXURE III THE COPY OF FINAN REPORT DATED 14/06/2017 IN THE
CRIME NO.1091/17 IN CC NO.774/17 ANNEXURE IV THE COPY OF
CERTIFICATE DATED 01/02/2017

ISSUED BY DR.MURALI KRISHNA MENON,SENIOR CONSULTANT-
NEUROLIGIST OF LAKESHORE HOSPITAL, ERNAKULAM WITH REGARD TO
THE TREATMENT BEING GIVEN TO THE PETITIONER

ANNEXURE V THE COPY OF OS 165/2017 FILED BY THE PETITIONER
THROUGH HIS WIFE AS NEXT FRIEND BEFORE THE HON'BLE MUNSIFF'S
COURT,KAYAMKULAM ANNEXURE VI THE COPY OF SALE DEED NO.1037/16
DATED 19.09.2016 PURPORTEDLY EXECUTED BY THE PETITIONER IN
FAVOUR OF 2ND RESPONDENT BEFORE SRO,KEERIKKAD ANNEXURE VII

THE PHOTOCOPY OF THE RECENT PHOTOGRAPH OF THE PETITIONER
FOR THE PURPOSE OF COMPARISON.

SooperKanoon - India's Premier Online Legal Search - sooperkanoon.com