

Shibu vs State of Kerala

Shibu vs State of Kerala

SooperKanoon Citation : sooperkanoon.com/1378089

Court : Kerala Orders

Decided On : Sep-26-2023

Judge : Honourable Mr. Justice P.V.Kunhikrishnan

Appeal No. : Crl.MC/6039/2023

Appellant : SHIBU

Respondent : State of Kerala

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR. JUSTICE P.V.KUNHIKRISHNAN TUESDAY,
THE 26TH DAY OF SEPTEMBER 2023 / 4TH ASWINA, 1945 CRL.MC NO. 6039
OF 2023 PETITIONERS:

1 SHIBU AGED 43 YEARS PANACHIKKATTIL HOUSE, MANGADU,
KOTTAPPURAM, THRISSUR, PIN - 680667 2 MUHAMMED FAIZAL
AGED 41 YEARS S/O ABOOBACKER, PALAKKATHODI HOUSE,
AMBALAKKADAVU, KALIKAVU P.O., MALAPPURAM DISTRICT, PIN -
676525 3 RAJESH K.R S/O RAGHVAN, KANDARATH HOUSE,
MALAKKA, WADAKKANANCHERRY, THRISSUR DISTRICT, PIN - 680582
4 RIYAS BABU S/O AMEER ALI, PUTHIYATH HOUSE, EDAKKARA

P.O, MALAPPURAM, PIN - 679331 5 DIVYA W/O PRIYAN,
CHETTIKKATTIL HOUSE, VELUTHOOR , KUNNATHANGADI,
THRISSUR, PIN - 680012 6 SREEJITH S/O SREEDHARAN,
KARNAKOTT HOUSE, PERINGANDOOR O.P, THRISSUR, PIN -
680581 BY ADVS. P.MOHAMED SABAH LIBIN STANLEY SAIPOOJA
SADIK ISMAYIL R.GAYATHRI M.MAHIN HAMZA

RESPONDENTS: 1 STATE OF KERALA REPRESENTED BY PUBLIC
PROSECUTOR,HIGH COURT OF KERALA, ERNAKULAM, PIN - 682031 2 THE
STATION HOUSE OFFICER ERUMAPPETTY POLICE STATION, THRISSUR
DISTRICT,, PIN - 680581 3 SATHEESH O.M AGED 31 YEARS S/O MANI,
ODUTTUVALAPPIL HOUSE, MANGADU, NELLUWAY, KOTTAPURAM
VILLAGE, KOTTAPURAM P.O, THRISSUR DISTRICT, PIN - 680584 BY ADV
PUBLIC PROSECUTOR OTHER PRESENT: SREEJA. V PP THIS CRIMINAL
MISC. CASE HAVING COME UP FOR ADMISSION ON 26.09.2023, THE COURT
ON THE SAME DAY PASSED THE FOLLOWING:

P. V. KUNHIKRISHNAN, J.

----- Dated this
the 26th day of September, 2023

ORDER

This Criminal Miscellaneous Case is filed quashing Crime No. 36/2023 of Erumappetty Police Station, Thrissur stating that it is settled. The learned Public Prosecutor after getting instructions, submit that the matter is not settled as per the statement given by the 3 rd respondent. Hence, this Criminal Miscellaneous Case cannot be entertained. Granting liberty to the petitioners to file a fresh petition, after settling the matter, this Criminal Miscellaneous Case is closed. Sd/- P. V. KUNHIKRISHNAN bnu JUDGE APPENDIX PETITIONERS ANNEXURES Annexure 1 TRUE COPY OF THE FIRST INFORMATION REPORT IN CRIME NO. 36/2023 OF ERUMAPPETTY POLICE STATION, THRISSUR DISTRICT

Annexure 2

TRUE COPY OF THE FIRST INFORMATION

DISTRICT Annexure 3 THE ORIGINAL OF THE AFFIDAVIT DATED 28.06.2023
SWORN BY THE RESPONDENT NO. 3

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