

Nithin vs State of Kerala

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SooperKanoon Citation : sooperkanoon.com/1412199

Court : Kerala

Decided On : Feb-10-2023

Judge : Honourable Mr.Justice V.G.Arun

Appeal No. : CRL.A/1409/2022

Appellant : Nithin

Respondent : State of Kerala

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 10TH DAY OF FEBRUARY 2023 / 21ST MAGHA, 1944 CRL.A NO. 1409 OF 2022 AGAINST THE ORDER/JUDGMENT IN CRMP 5584/2022 OF DISTRICT COURT& SESSIONS COURT,PATHANAMTHITTA APPELLANT/S: 1 NITHIN AGED 27 YEARS S/O RAVEENDRAN PILLAI CHERUKOICKAL PERUNAD .P.O .PATHANAMTHITTA, PIN - 689711 2 ASWIN P.MOHAN AGED 29 YEARS S/O P.S MOHANANAN NANDANAM,MAMPRA PERUNAD 3 ASWIN SABU AGED 25 YEARS S/O LATE SABU SASTHAMPARAMPIL HOUSE PERUNAD BY ADVS. K.N.MUHAMMED THANVEER RAFEEK. V.K. AKHILESH S. RESPONDENT/S: STATE OF KERALA REPRESENTED BY PUBLIC PROSECUTOR,HIGH COURT OF KERALA, PIN - 682031 BY ADV

PUBLIC PROSECUTOR

OTHER PRESENT: SR.PP.RENJITH GEORGE; PP MAYA ANTHARJANAM THIS CRIMINAL APPEAL HAVING COME UP FOR ADMISSION ON 10.02.2023, ALONG WITH CRL.A.No.1410/2022, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING: -2-

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 10TH DAY OF FEBRUARY 2023 / 21ST MAGHA, 1944 CRL.A NO. 1410 OF 2022 AGAINST THE ORDER/JUDGMENTCRMP 5584/2022 OF DISTRICT COURT& SESSIONS COURT,PATHANAMTHITTA APPELLANT/S: 1 RAGESH AGED 27 YEARS S/O RAGHU KUMAR ,RATHEESH BHAVAN PERUNAD 2 AKHIL AGED 23 YEARS S.N VASUDEVAN PILLAI SASTHAMPARAMBIL HOUSE PERUNAD .P.O .PATHANAMTHITTA, PIN - 689711 BY ADVS. K.N.MUHAMMED THANVEER RAFAEEK. V.K. AKHILESH S. RESPONDENT/S: STATE OF KERALA REPRESENTED BY PUBLIC PROSECUTOR,HIGH COURT OF KERALA, PIN - 682031 BY ADV PUBLIC PROSECUTOR THIS CRIMINAL APPEAL HAVING COME UP FOR ADMISSION ON 10.02.2023, ALONG WITH CRL.A.1409/2022, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING: -3-

JUDGMENT

Dated this the 10th day of February, 2023 As the Crime No.798 of 2022 itself has been quashed as per order in Crl.M.C.No.901 of 2023 dated 10.02.2023, these appeals are closed as unnecessary. Sd/- V.G.ARUN JUDGE ScI/ -4- APPENDIX OF CRL.A 1409/2022 PETITIONER ANNEXURES Annexure1 ORDER DATED 22.12.2022 IN CRL.M.P NO: COURT PATHANAMTHITTA ARISING FROM CRIME NO. 798 OF 2022 OF PERUNADU POLICE STATION. -5- APPENDIX OF CRL.A 1410/2022 PETITIONER ANNEXURES Annexure1 ORDER DATED 22.12.2022 IN CRL.M.P NO: COURT PATHANAMTHITTA Annexure A2 AFFIDAVIT OF DEFACTO COMPLAINANT