

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOMAS P.JOSEPH

FRIDAY, THE 29TH APRIL 2011 / 9TH VAISAKHA 1933

Crl.MC.No. 1281 of 2011()

CC.356/2010 of JUDL. MAGISTRATE OF FIRST CLASS COURT-I, THRISSUR

PETITIONER(S)/DEFACTO COMPLAINANT :-

**RESHMA VIJAYAN, AGED 28 YEARS,
D/O.VIJAYAN, KUTTAM THADATHIL HOUSE,
MULAMKUNNATHUKAVU P.O., TRICHUR DISTRICT.**

BY ADV. SRI.P.K.ANIL

RESPONDENT(S)/ACCUSED/STATE :-

- 1. SUB INSPECTOR OF POLICE,
VIYYUR POLICE STATION-680 010.**
- 2. JAYAN A.B., S/O.LATE A.K.BHASKARAN,
ATTAMPULLY HOUSE, VIYYUR, PADUKKAD, TRICHUR-680 301.**
- 3. RADHA, W/O.LATE A.K.BHASKARAN,
ATTAMPULLY HOUSE, VIYYUR, PADUKKAD, TRICHUR-680 301.**
- 4. BINDU, D/O.LATE A.K.BHASKARAN,
ATTAMPULLY HOUSE, VIYYUR, PADUKKAD, TRICHUR-680 301.**
- 5. RAJESH, S/O.A.K.BHASKARAN,
ATTAMPULLY HOUSE, VIYYUR, PADUKKAD, TRICHUR-680 301.**
- 6. STATE REPRESENTED BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.**

**ADV. SMT.T.J.SEEMA FOR R2 TO 5
PUBLIC PROSECUTOR MR.K.J.MOHAMED ANZAR**

**THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION
ON 29/04/2011, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:**

jvt

THOMAS P. JOSEPH, J.
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**Crl.M.C. No.1281 of 2011**  
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Dated this the 29th day of April 2011

ORDER

Petitioner is the de facto complainant in C.C.No.356 of 2010 of the court of learned Judicial First Class Magistrate-I, Trichur and wife of the 2nd respondent. On her complaint, learned Magistrate directed the Viyyur police to register a case and accordingly the police registered Crime No.88 of 2010 for offences punishable under Secs.406, 420 and 498A r/w Sec.34 of the Indian Penal Code (for short, "the IPC"). The police after investigation submitted final report for offence under Sec.498A r/w Sec.34 of the IPC. Petitioner states that she has settled the dispute with respondents 2 to 5. Parties have filed joint petition dated 19-03-2011 which is signed by counsel as well. It is revealed that the dispute is between petitioner and respondents 2 to 5. Since the dispute is

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personal to and between petitioner and respondents 2 to 5 and that dispute is settled, it is not necessary to continue proceeding against respondents 2 to 5.

Resultantly this Crl.M.C. is allowed. Final report in Crime No.88 of 2010 of Viyyur Police Station, cognizance taken thereon and proceeding against respondents 2 to 5 in C.C.No.356 of 2010 of the court of learned Judicial First Class Magistrate-I, Trichur are quashed.

THOMAS P. JOSEPH, JUDGE.