

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. 1323 OF 2011()

**AGAINST THE ORDER IN C.C. NO.430/2009 IN
CC.470/2009 OF JUDL.MAGISTRATE OF FIRST
CLASS COURT-I, PATHANAMTHITTA**
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PETITIONER(S): ACCUSED.

**AUGUSTIN C.M.,
AGED 28 YEARS, S/O. CHELLAN, MURUPPEL VEEDU,
NANNUVAKKADU MURI & PATHANAMTHITTA VILLAGE AND
DISTRICT.**

**BY ADV. SRI.V.SETHUNATH
SRI.PRAKASH KESAVAN**

RESPONDENT(S): COMPLAINANT /STATE.

- 1. THE S.I. OF POLICE,
PATHANAMTHITTA POLICE STATION.**
- 2. STATE OF KERALA,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.**

BY PUBLIC PROSECUTOR SHRI K.J. MOHAMMED ANZAR

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

THOMAS P.JOSEPH, J.

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Crl. M.C. No. 1323 of 2011
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Dated this the 29th day of April, 2011

ORDER

Prayer in this petition is for speedy disposal of C.C. Nos.430 and 470 of 2009 of the court of learned Judicial First Class Magistrate-I, Pathanamthitta, case and counter case involving the petitioner either as accused or as de facto complainant. According to the learned counsel, parties to the cases have settled the dispute. Learned counsel for petitioner sought permission to withdraw the petition without prejudice to the right of petitioner to seek quashing of proceeding on the strength of settlement.

2. Having regard to the circumstances stated this Criminal Miscellaneous Case is dismissed as withdrawn without prejudice to the right of petitioner to seek quashing of proceeding against him on the strength of the settlement stated to be reached between the parties to the cases.

Registry shall return Annexures-1 and 2 appended to this petition to the counsel for petitioner.

THOMAS P. JOSEPH, JUDGE.