

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE B.KEMAL PASHA

TUESDAY, THE 30TH DAY OF APRIL 2013/10TH VAISAKHA 1935

Crl.MC.No. 1803 of 2013 ()

AGAINST THE JUDGMENT IN CC.580/2010 of ADDL.C.J.M., ERNAKULAM
CRIME NO.113/2010 OF HILL PALACE POLICE STATION

PETITIONER(S)/DEFACTO-COMPLAINANT:

SWAPNA PURUSHOTHAMAN, AGED 37 YEARS
W/O.JOHN ABRAHAM, 'SWAPNA NIVAS', SANTHI NAGAR ROAD
KANNAMKULANGARA, THRIPPUNITHURA (P.O.)
NADAMA THEKKUMBHAGAM VILLAGE, ERNAKULAM (DT.).

BY ADV. SMT.K.V.BHADRA KUMARI

COMPLAINANT(S)/RESPONDENTS/STATE AND ACCUSED NOS.1 & 2:

1. STATE OF KERALA
REPRESENTED BY C.I. OF POLICE
HILL PALACE POLICE STATION
REPRESENTED BY PUBLIC PROSECUTOR
HIGH COURT OF KERALA.
2. JOHN ABRAHAM, AGED 29 YEARS
S/O.K.A.JOHN, KUREEKKAL HOUSE, AMALABHAVAN ROAD
KADAVANTHRA (P.O.), ERNAKULAM (DT).
3. JOSEPH
S/O.XAVIER, NADUVILE HOUSE, PUTHIYA ROAD
KADAVANTHRA.

R1 BY PUBLIC PROSECUTOR SMT.SAREENA GEORGE
R2 & R3 BY ADV.T.K.RAJESH KUMAR

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION ON 30-04-2013,
THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

Crl.MC.No. 1803 of 2013 ()

APPENDIX

PETITIONER(S)' EXHIBITS

ANNEXURE-1: CERTIFIED COPY OF THE CHARGE SHEET IN C.C.NO.580/201 OF A.C.J.M. COURT, ERNAKULAM.

ANNEXURE-II: TRUE COPY OF THE AGREEMENT ENTERED BETWEEN THE PETITIONER AND THE FATHER OF THE 2ND RESPONDENT, HIS POWER OF ATTORNEY HOLDER DATED 17/11/2012.

RESPONDENT(S)' EXHIBITS : NIL

True Copy

PA to Judge

B.KEMAL PASHA, J.

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Crl.M.C.No.1803 of 2013
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Dated this the 30th day of April, 2013

O R D E R

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Respondents 2 and 3 are accused Nos.1 and 2 respectively in C.C.No.580/2010 of Additional Chief Judicial Magistrate's Court, Ernakulam for the offences under Sections 498A, 406 and 506 read with Section 34 IPC. The wife of the second respondent is the de facto complainant, who is the petitioner herein.

2. A matrimonial dispute is in question. The matter has been amicably settled in between the parties. It seems that the amounts due to the petitioner have already been paid by the second respondent. Presently, the parties have come to terms and filed Annexure-II agreement executed between the parties. Considering all these, this Court is of the view that there is no meaning in proceeding with the matter further and the final report in respect of

Crl.M.C No.1803/2013

: 2 :

C.C.No.580/2010 of the Additional Chief Judicial
Magistrate's Court, Ernakulam can be quashed.

In the result, Crl.M.C. is disposed of as above.

Sd/-
(B.KEMAL PASHA, JUDGE)

aks/30/04

True Copy

PA to Judge