

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE A. BADHARUDEEN

FRIDAY, THE 12<sup>TH</sup> DAY OF APRIL 2024 / 23RD CHAITHRA, 1946

CRL.MC NO. 5410 OF 2023

CRIME NO.430/2023 OF KAYAMKULAM POLICE STATION, ALAPPUZHA

PETITIONER/COMPLAINANT:

SURYA S NAIR  
AGED 30 YEARS, RESIDING AT SURYA, PUTHIYIDAM,  
CHIRAKADAVAM MURI, KAYAMKULAM, ALAPPUZHA, PIN - 690502  
BY ADVS.  
P.SREEKUMAR  
ATHUL ROY  
HELEN P.A.  
STEPHANIE SHARON

RESPONDENTS/STATE & ACCUSED 1 TO 4:

- 1 THE STATION HOUSE OFFICER  
KAYAMKULAM POLICE STATION, KAYAMKULAM, ALAPPUZHA, PIN - 690502
- 2 DEEPAK  
NEDIYATHOTTATHU, VALIYAPADAM MURI, VILATHANKARA P O,  
KOLLAM, PIN - 690521
- 3 SATHI DEVI  
NEDIYATHOTTATHU, VALIYAPADAM MURI, VILATHANKARA P.O.,  
KOLLAM, PIN - 690521
- 4 SATHI DEVI  
NEDIYATHOTTATHU, VALIYAPADAM MURI, VILATHANKARA P.O.,  
KOLLAM, PIN - 690521
- 5 RAVEENDRAN PILLAI  
NEDIYATHOTTATHU, VALIYAPADAM MURI, VILATHANKARA P.O.,  
KOLLAM, PIN - 690521
- 6 GANESH  
NEDIYATHOTTATHU, VALIYAPADAM MURI, VILATHANKARA P.O.,  
KOLLAM, PIN - 690521  
BY ADV VINOY VARGHESE KALLUMMOOTIL  
SR PP - RENJITH GEORGE

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION ON 12.04.2024,  
THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

**ORDER****Dated this the 12<sup>th</sup> day of April, 2024**

This Criminal Miscellaneous Case has been filed under Section 482 of the Code of Criminal Procedure, by the petitioner, to direct the 1<sup>st</sup> respondent to register the case based on Annexure A1 complaint.

2. No representation for the petitioner. Heard the learned counsel appearing for respondents 2 to 5 and the learned Public Prosecutor.

4. The learned counsel appearing for respondents 2 to 5 and the learned Public Prosecutor would submit that, in view of registration of Annexure A2 FIR, acting on Annexure A1 complaint, the prayer in this petition is unwarranted.

5. Since, there is no representation for the petitioner, in view of filing of Annexure A2 FIR acting on Annexure A1 complaint, this petition stands disposed of with liberty to the Investigating Officer to go on with the investigation as per Annexure.A2, in accordance with the law.

Accordingly, this Crl.M.C. stands disposed of.

**Sd/-  
A. BADHARUDEEN  
JUDGE**

SK

**APPENDIX OF CRL.MC 5410/2023**

**PETITIONER ANNEXURES :**

<b>Annexure A1</b>	<b>TRUE COPY OF THE COMPLAINT DATED 12.4.2023 SUBMITTED BY THE PETITIONER BEFORE THE DISTRICT POLICE CHIEF</b>
<b>Annexure A2</b>	<b>TRUE COPY OF THE FIR IN CRIME NO 430 OF 2023 OF KAYAMKULAM POLICE STATION DATED 5.5.2023.</b>

**RESPONDENTS' ANNEXURES : NIL**