

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE GOPINATH P.

WEDNESDAY, THE 20<sup>TH</sup> DAY OF DECEMBER 2023 / 29TH AGRAHAYANA, 1945

CRL.MC NO. 9595 OF 2023

CRIME NO.853/2023 OF Ranni Police Station, Pathanamthitta

**PETITIONER/SOLE ACCUSED:**

ANILKUMAR G.  
AGED 48 YEARS  
S/O GOPALAKRISHNAN NAIR, MEPRATHU (H), KEEKOZHOOOR P.O,  
AAYICKAL, CHERUKOLE, RANNI TALUK, PATHANAMTHITTA  
DISTRICT, PIN - 689672  
BY ADVS.  
MANU RAMACHANDRAN  
M.KIRANLAL  
R.RAJESH (VARKALA)  
SAMEER M NAIR  
SAILAKSHMI MENON

**RESPONDENTS/STATE I.O & DEFACTO COMPLAINANT:**

- 1 THE STATE OF KERALA  
REPRESENTED BY PUBLIC PROSECUTOR, HIGH COURT OF KERALA,  
PIN - 682031
- 2 THE STATION HOUSE OFFICER  
RANNI POLICE STATION, PATHANAMTHITTA DISTRICT, PIN -  
689672
- 3 REMYA P.R  
AGED 36 YEARS  
W/O RAJESH M.S, MULLAMANGALATH (H), KEEKOZHOOOR P.O,  
AAYICKAL, CHERUKOLE, RANNI TALUK, PATHANAMTHITTA  
DISTRICT, PIN - 689672  
  
BY ADV ANSU VARGHESE  
SRI G. SUDHEER (PP)

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION ON  
20.12.2023, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

**ORDER**

Petitioner is the sole accused in Crime No.853/2023 of Ranni Police Station, Pathanamthitta District. The petitioner faces allegations of having committed the offences punishable under Section 354D(1) (ii) of the Indian Penal Code and under Section 120(o) of the Kerala Police Act.

2. The learned counsel appearing for the petitioner would submit that all issues between the petitioner and the 3<sup>rd</sup> respondent have been settled. It is submitted that the petitioner and the defacto complainant are neighbours and members of the same political organization. It is submitted that the allegation against the petitioner is that the petitioner had committed slander in public spaces and through posts on Facebook with a view to cause disgrace to the defacto complainant which affected her reputation. The learned counsel would submit that all issues between the petitioner and the 3<sup>rd</sup> respondent have been settled and

they do not wish to continue with the prosecution in any manner.

3. The learned Public Prosecutor and the learned counsel appearing for the 3<sup>rd</sup> respondent would confirm that all issues between the petitioner and the 3<sup>rd</sup> respondent have been settled and they do not wish to continue with the prosecution in any manner.

4. Having heard the learned counsel for the petitioner, the learned Public Prosecutor and the learned counsel for the 3<sup>rd</sup> respondent, I am of the view that the proceedings against the petitioner can be terminated in exercise of the jurisdiction vested in this Court under Section 482 of Cr.P.C. No public interest will be served by continuing with the proceedings against the petitioner. The nature of the offences does not compel me to hold that the proceedings cannot be quashed on the ground of settlement. Keeping the principles laid down by the Supreme Court in ***Gian Singh v. State of Punjab and***

***Another; [(2012) 10 SCC 303]***, and ***State of Madhya Pradesh v. Laxmi Narayan and Others; [(2019) 5 SCC 688]***, I am of the view that considering the nature of the offences alleged against the petitioner the proceedings can be quashed on the basis of settlement.

Accordingly, this CrI.M.C is allowed and all further proceedings in Crime No.853/2023 of Ranni Police Station, Pathanamthitta District will stand quashed as against the petitioner.

Sd/-  
**GOPINATH P.**  
**JUDGE**

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**APPENDIX OF CRL.MC 9595/2023**

PETITIONER ANNEXURES

Annexure A1	THE CERTIFIED COPY OF THE FIR IN CRIME NO.853/2023 OF RANNI POLICE STATION, PATHANAMTHITTA
Annexure A2	THE ORIGINAL OF THE AFFIDAVIT DATED 01.11.2023 SWORN BY THE 3RD RESPONDENT/DE- FACTO COMPLAINANT