



2026:KER:81802

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR.JUSTICE P. V. BALAKRISHNAN

MONDAY, THE 26TH DAY OF OCTOBER 2026 / 4TH KARTHIKA, 1948

CRL.MC NO. 7170 OF 2025

CRIME NO.808/2025 OF THALAYOLAPARAMBU POLICE STATION,

KOTTAYAM

PETITIONER/ACCUSED NO.2:

ABRID SHINE,
AGED 49 YEARS
S/O VIJAYAN,SURABHI,
VARIKKAMKUNNU THALAYOLAPARAMBU,
VADAKARA ,KOTTAYAM, PIN - 686605

BY ADVS.
SRI.S.RAJEEV
SRI.V.VINAY
SRI.M.S.ANEER
SRI.SARATH K.P.
SRI.ANILKUMAR C.R.
SRI.K.S.KIRAN KRISHNAN
SMT.DIPA V.
SRI.AKASH CHERIAN THOMAS
SRI.AZAD SUNIL

RESPONDENT/STATE/COMPLAINANT:

1 STATE OF KERALA,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA,ERNAKULAM,
PIN - 682031



CRL.MC No.7170 of 2025

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2 P S SHAMNAS,
 S/O SIDDIQUE, PROPRIETOR,
 INDIAN MOVIE MAKERS DOOR NO 1/527,
 PALAMKADAVU ROAD, THALAYOLAPARAMBU P.O,
 VAIKOM, KOTTAYAM, PIN - 686141

BY ADVS.
SRI.S.MOHAMMED AL RAFI
SMT.THAJUNA MARIA FRANCIS
SRI.P.VIJAYA BHANU (SR.)

SRI. ZUBAIR PULIKKOOL, PUBLIC PROSECUTOR

THIS CRIMINAL MISC. CASE HAVING COME UP FOR
ADMISSION ON 26.10.2026, THE COURT ON THE SAME DAY PASSED
THE FOLLOWING:



P.V. BALAKRISHNAN, J.

Crl.M.C. No.7170 of 2025

Dated this the 26th day of October, 2026

ORDER

The petitioner is the 2nd accused in Crime No.808/2025 of Thalayolaparambu Police Station, for alleged to have committed the offences punishable under Sections 406 and 420 read with Section 34 of the IPC.

2. The petitioner has approached this Court by filing this Crl.M.C. under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023, seeking quashment of all the proceedings in the afore case on the ground that the dispute, which led to the registration of the crime, has been settled between the petitioner and the 2nd respondent.

3. Heard the learned counsel for the petitioner, the learned Public Prosecutor appearing for the 1st respondent



and the learned counsel appearing for the 2nd respondent.

4. The learned counsel for the petitioner and the party respondent in one voice submitted that the disputes between the parties, which led to the registration of the afore crime, have been settled between them and the 2nd respondent has no subsisting grievance and does not wish to pursue the case. The learned counsel for the 2nd respondent also submitted that the 2nd respondent has sworn an affidavit stating the afore facts.

5. The learned Public Prosecutor, on instructions, vouches for the settlement reached between the parties and submitted that it is a genuine and *bona fide* settlement. He also submitted that the State has no objection in quashing the proceedings against the petitioner.

6. On going through the materials on record and the submissions made at the Bar, I am of the view that the petitioner and the 2nd respondent have amicably settled the



disputes which led to the registration of the crime. It also shows that the offences alleged against the petitioner are not serious in nature and do not have a serious impact on society. That apart, I am of the view that no purpose will be served in continuing with the prosecution since, the chances of the petitioner getting convicted are bleak and putting the petitioner to trial will only result in wastage of time and energy. Hence, I find that this is a fit case to invoke the jurisdiction under Section 528 BNSS in favour of the petitioner.

Ergo, this Crl.M.C. is allowed and Annexure III FIR in Crime No808/2025 of Thalayolaparambu Police Station as against the petitioner, is hereby quashed.

Sd/-

P.V. BALAKRISHNAN
JUDGE

hnh



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APPENDIX OF CRL.MC NO. 7170 OF 2025

PETITIONER ANNEXURES

Annexure I	CERTIFIED COPY OF THE COMPLAINT SUBMITTED BY THE 2ND RESPONDENT ON 30.06.2025 BEFORE THE VAIKOM JUDICIAL MAGISTRATE OF FIRST CLASS-I
Annexure II	A COPY OF THE REPORT DATED 10.07.2025 SUBMITTED BY THE STATION HOUSE OFFICER BEFORE JUDICIAL MAGISTRATE OF FIRST CLASS-I, VAIKOM
Annexure III	A CERTIFIED COPY OF THE FIR IN CRIME NO 808/2025 OF THALAYOLAPARAMBU POLICE STATION
Annexure IV	A COPY OF THE REPORT DATED 03.06.2025 SUBMITTED BY THE STATION HOUSE OFFICER BEFORE JUDICIAL MAGISTRATE OF FIRST CLASS-I, VAIKOM
Annexure V	A TRUE COPY OF THE AFFIDAVIT DATED 30.09.2026 SWORN TO BY THE 2ND RESPONDENT/ DE FACTO COMPLAINANT