

**IN THE HIGH COURT OF KERALA AT ERNAKULAM
PRESENT**

THE HONOURABLE MR.JUSTICE C.S.DIAS

**Monday, the 24th day of November 2025 / 3rd Agrahayana, 1947
CRL.M.APPL.NO.1/2025 IN CRL.MC NO. 7204 OF 2025**

CRIME NO.808/2025 OF THALAYOLAPARAMBU POLICE STATION, KOTTAYAM

APPLICANT/PETITIONER/ACCUSED:

**NIVIN PAULY, AGED 41 YEARS, S/O. LATE PAULY KALAPARAMBATHU ,20/4632,
6TH CROSS, GIRI NAGAR,KADAVANTHRA, ERNAKULAM, PIN-682020**

RESPONDENTS/RESPONDENTS/DEFACTO COMPLAINANT:

- 1. STATE OF KERALA, STATION HOUSE OFFICER, THALAYOLAPARAMBU POLICE STATION, KOTTAYAM, DISTRICT, KERALA, PIN-686605**
- 2. P.S. SHAMNAS, AGED 44 YEARS, S/O SIDHIQUE. P.A,PROPRIETOR,INDIAN MOVIE MAKERS,DOOR NO.1/527,PALAMKADAVU ROAD,THALAYOLAPARAMBU. P.O VAIKOM,THALUK, KOTTAYAM, PIN-686605**

Application praying that in the circumstances stated in the affidavit filed therewith the High Court be pleased to stay all further proceedings in (Crime) No.0808/2025 of Thalayolaparambu Police Station and on the file of Learned Judicial First Class Magistrate Court-1, Vaikom pending disposal of the above Criminal Miscellaneous case.

This Application coming on for orders upon perusing the application and upon hearing the arguments of T.SUKESH ROY, MEERA MENON, Advocates for the petitioners, PUBLIC PROSECUTOR for R1 and of SRI. P.VIJAYA BHANU (SR.) along with M/S. S.MOHAMMED AL RAFI & THAJUNA MARIA FRANCIS, Advocates for R2, the court passed the following:

C.S.DIAS,J.

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Crl.M.C No.7204 of 2025

Dated this the 24th day of November, 2025

ORDER

After hearing the learned counsel representing the counsel for the petitioner and the learned counsel for the 2nd respondent, I am of the definite view that the dispute between the parties can be settled, if they are referred to mediation. Hence, the petitioner and the 2nd respondent are referred to the Mediation Centre, High Court of Kerala on 04.12.2025 at 10.15 a.m. The Nodal officer shall make arrangements to nominate a Mediator. It would be upto to the counsel appearing for the parties to make a request before the Mediator to avail online mediation. If such request is made, the Mediator shall permit the parties to appear online in the mediation proceedings.

The interim order will stand extended till the

Crl. M.C. No. 7204 of 2025

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receipt of the mediation report. Post after the
mediation report is received.

SD/-

C.S.DIAS, JUDGE

rmm/24/11/2025



APPENDIX OF CRL.MC 7204/2025

Annexure A.1	A CERTIFIED COPY OF THE FIR WITH FI STATEMENT IN FIR (CRIME) NO:0808/2025 DATED 16.07.2025 OF THALAYOLAPARAMBU POLICE STATION.
Annexure.A2.	A NOTARIZED COPY OF THE CO-PRODUCTION AGREEMENT, EXECUTED ON 03.02.2023.
Annexure.A3	A NOTARIZED COPY OF THE MEMORANDUM OF UNDERSTANDING (MOU) DATED 01.02.2021.
Annexure.A4	A TRUE COPY OF THE INJUNCTION ORDER IN I.A. NO. 2 OF 2025 IN O.S.NO. 608 /2025 DATE 26.06.2025, BY THE HON'BLE MUNSIFF COURT, ERNAKULAM.
Annexure.A5	A CERTIFIED COPY OF THE ARBITRATION PETITION, MA (ARBITRATION) NO. 211/2025 FILED ON 27.06.2025 BEFORE THE HON'BLE SUB-COURT, ERNAKULAM BY PETITIONER.
Annexure.A6	A CERTIFIED COPY OF THE INJUNCTION ORDER, I.A. NO. 3/2025 DATED 27.06.2025 IN MA (ARBITRATION) NO. 211/2025 BY THE HON'BLE SUB-COURT, ERNAKULAM
Annexure.A7	A CERTIFIED COPY OF THE CRIMINAL MISCELLANEOUS PETITION (CMP NO. 4765/2025) AND THE AFFIDAVIT FILED BY THE RESPONDENT NO.2 BEFORE THE HON'BLE JUDICIAL FIRST CLASS MAGISTRATE COURT-I, VAIKOM.
Annexure.A8	A CERTIFIED COPY OF THE POLICE REPORT DATED 03.06.2025 FILED BY S.H.O., THALAYOLAPARAMBU, BEFORE THE JFMC-1, VAIKOM, ON 03.07.2025.
Annexure.A9	A CERTIFIED COPY OF THE POLICE REPORT DATED 05.06.2025 FILED BY S.H.O., THALAYOLAPARAMBU BEFORE THE JFMC-1, VAIKOM, ON 05.07.2025.
Annexure.A10	A CERTIFIED COPY OF THE POLICE REPORT FILED BY S.H.O., THALAYOLAPARAMBU ON 09.07.2025.
Annexure.A11	A CERTIFIED COPY OF THE POLICE REPORT FILED BY S.H.O., THALAYOLAPARAMBU, ON 10.07.2025.
Annexure.A12	A CERTIFIED COPY OF THE DEPOSITION OF RESPONDENT NO.2 BEFORE JFMC-1,VAIKOM, ON 16.07.2025.
Annexure.A13	A CERTIFIED COPY OF THE RECEIPT FOR THE TITLE REGISTRATION FROM KERALA FILM CHAMBER OF COMMERCE.
Annexure.A14	A CERTIFIED COPY OF THE FORGED DOCUMENT.
Annexure.A15	A CERTIFIED COPY OF THE FORMAL COMPLAINT LODGED BEFORE THE KERALA FILM CHAMBER OF COMMERCE ON 17.07.2025.
Annexure.A16	A TRUE COPY OF THE FIR REGISTRATION ON 28.07.2025 BY S.H.O., PALARIVATTOM AGAINST RESPONDENT NO. 2 FOR OFFENCES UNDER SECTIONS 465 AND 471 OF THE INDIAN PENAL CODE PERTAINING TO FORGERY.
Annexure.A17	ORIGINAL COPY OF THE BANK TRANSACTION BETWEEN THE PETITIONER AND THE RESPONDENT NO.2 ON 14.08.2024.
Annexure.A18	A CERTIFIED COPY OF THE CRIMINAL MISCELLANEOUS PETITION NO.5631/2025 (E-FILE NO.4220/2025) FILED BY THE PETITIONER ON 26.06.2025 BEFORE THE JFMC-1, VAIKOM, AGAINST RESPONDENT NO.2 UNDER SECTION 329 OF BNSS.
Annexure.A19	A CERTIFIED COPY OF THE ORDER SHEET IN CRIMINAL MISCELLANEOUS PETITION NO.5631/2025 (E-FILE NO.4220/2025) DATED 26.07.2025.