

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE P.UBAID

SATURDAY, THE 20TH DAY OF DECEMBER 2014/29TH AGRAHAYANA, 1936

Crl.MC.No. 6881 of 2014 ()

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CC 1493/2013 of JUDICIAL FIRST CLASS MAGISTRATE COURT-I, NEDUMANGAD
CRIME NO. 193/2013 OF VALIAMALA POLICE STATION , THIRUVANANTHAPURAM
DISTRICT
=====**

PETITIONER:

**PREMRAJ, S/O. HENTRY, AGED 50 YEARS
MYLAMOODU HOUSE, KARIKKANAD, NEDUMANGAD
TRIVANDRUM.**

**BY ADVS.SRI.V.T.RAGHUNATH
SMT.C.V.RAJALAKSHMI**

RESPONDENTS:

**1. GOPAN, S/O.MANUAL, AGED 40 YEARS
MYLAMOODU HOUSE, KARIKKANAD, NEDUMANGAD
TRIVANDRUM 695582**

**2. STATE OF KERALA
REPRESENTED BY THE PUBLIC PROSECUTOR
HIGH COURT OF KERALA, ERNAKULAM 682 031**

R2 BY Sr.PUBLIC PROSECUTOR SMT. SAREENA GEORGE P.

**THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION ON 20-12-2014, THE
COURT ON THE SAME DAY PASSED THE FOLLOWING:**

APPENDIX

PETITIONER'S EXHIBITS

**ANNX.A1 - COPY OF THE FIR DT.16-04-13 IN CRIME NO.193/13 OF VALIYAMALA
POLICE STATION.**

**ANNX.A2 - COPY OF THE RELEVANT PAGE OF THE FINAL REPORT IN CC NO.1493/13
OF JFCM I NEDUMANGAD.**

ANNX.A3- COPY OF THE RELEVANT PAGE OF THE PASSPORT OF THE PETITIONER.

RESPONDENTS' EXHIBITS

NIL

// TRUE COPY // P.A. TO JUDGE

SD

P. UBAID, J.

Crl.M.C.No.6881 of 2014

Dated this the 20th day of December, 2014

O R D E R

The petitioner herein is the 1st accused in C.C.No.1493/2013 of the Judicial First Class Magistrate Court-I, Nedumangad. He seeks two reliefs under Section 482 Cr.P.C. One is for expeditious disposal of the case, and the other is for a direction to the court below to summon the call details in respect of the mobile phone of CW8. As regards the second prayer, of course, the petitioner will have to approach the trial court for appropriate relief. However, the learned counsel now submits that such a prayer is not seriously pressed. As regards the first prayer, the grievance of the petitioner is that he has good prospects for a job abroad, and if the trial is delayed, he will lose that employment. The grievance appears to be genuine, and if he is to remain here for years, waiting for the turn for trial, he will lose such employment opportunities. This will have to be seriously considered by the trial court. The petitioner can very well approach the trial court with request for early disposal after completion of the necessary

steps as regards the other accused. Of course, it will be inappropriate to direct a time bound disposal, when the court below is in fact a heavy court. However, earnest efforts will have to be made by the court below to dispose of the matter as against the petitioner herein, as expeditiously as possible, considering his grievance.

With these observations, this Crl.M.C. is closed.

Sd/-

P. UBAID, JUDGE

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