

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE B.KEMAL PASHA

WEDNESDAY, THE 18TH DAY OF NOVEMBER 2015/27TH KARTHIKA, 1937

Crl.MC.No. 344 of 2015 ()

C.C 1992/2014 of J.M.F.C.-I, ALAPPUZHA

CRIME NO. 824/2014 OF ALAPPUZHA SOUTH POLICE STATION.

PETITIONER(S)/ACCUSED:

DR.ANILKUMAR B, AGED 45 YEARS
S/O. A.B.V.NAIR, SOUPARNIKA, VALAPARAMBIL
AMAYIDA, AMBALAPPUZHA, ALAPPUZHA - 688 561.

BY ADVS.SRI.DIPU.R
SRI.SANAL P.RAJ
DHANYA BABU

RESPONDENT(S)/STATE & COMPLAINANT:

1. STATE OF KERALA
REPRESENTED BY PUBLIC PROSECUTOR
HIGH COURT OF KERALA, ERNAKULAM - 682 031.

2. STATION HOUSE OFFICER
ALAPPUZHA SOUTH POLICE STATION, ALAPPUZHA - 688 001.

3. DR.JOBY JOHNY
S/O. JONYTTINATION
PERMANENT RESIDENT OF CHANDRA VILASOM, KALUMKIL
KANNARAVILA, NELLIMOODU P.O.
THIRUVANANTHAPURAM - 695 524.
[NOW RESIDING
AT MALIYAKKAL VEEDU
PALACE WARD, ALAPPUZHA - 688 001 (GENERAL SECRETARY
INDIAN HOMEOPATHIC ASSOCIATION)

R3 BY ADVS. SRI.S.SANTHOSH KUMAR
SRI.S.VINODKUMAR
SMT.P.LISSY JOSE.

R1 & R2 BY PUBLIC PROSECUTOR SMT.SAREENA GEORGE.

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION
ON 18-11-2015, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

APPENDIX

PETITIONER(S) ' ANNEXURES:

- A1 - TRUE COPY OF THE COMMON JUDGMENT IN WA NO. 804/1998 WA NO. 805/1998 AND WA 481/2006.
- A2 - CERTIFIED COPY OF THE FIR ALONG WITH COMPLAINT IN CRIME NO. 824/2014 OF ALAPPUZHA SOUTH POLICE STATION.
- A3 - TRUE COPY OF THE ORDER DT. 19.8.14 IN CRL.M.C 4654/2014.
- A4 - CERTIFIED COPY OF FINAL REPORT IN CC NO. 1992/14 ON THE FILES OF JUDICIAL FIRST CLASS MAGISTRATE COURT -I, ALAPPUZHA.
- A5 - TRUE COPY OF THE RELEVANT PARTS OF HOMEOPATHIC CENTRAL COUNCIL ACT, 1973.
- A6 - TRUE COPY OF THE RELEVANT PART OF TCMC ACT.
- A7 - TRUE COPY OF THE CERTIFICATE ISSUED BY THE STATE BOARD OF HOMEOPATHIC MEDICINE BIHAR.
- A8 - TRUE COPY OF THE DIPLOMA CERTIFICATE ISSUED BY INDIAN BOARD OF ALTERNATIVE MEDICINES.
- A9 - TRUE COPY OF THE LETTER DATED 6.4.2004.
- A10 - TRUE COPY OF CERTIFICATE ISSUED BY THE WORLD SOCIETY OF ALTERNATIVE MEDICINES (USA) TO THE PETITIONER.
- A11 - TRUE COPY OF THE CERTIFICATE OF REGISTRATION ISSUED BY THE INDIAN BOARD OF ALTERNATIVE MEDICINES TO THE PETITIONER.

RESPONDENT(S) ' ANNEXURES : NIL

//TRUE COPY//

P.A. TO JUDGE.

STU

B.KEMAL PASHA, J.

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Crl.M.C. No. 344 of 2015

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Dated this the 18th day of November, 2015

ORDER

Heard the learned counsel for the petitioner, the learned Public Prosecutor and the learned counsel for the 3rd respondent.

2. On hearing the matter in extenso, this Court is of the view that the questions raised by the petitioner herein have to be mooted before the court below in the trial. Leaving opportunity to the petitioner to take up those contentions before the court below in trial, this Crl.M.C is presently closed.

Sd/-

B.KEMAL PASHA, JUDGE

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