

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE P.UBAID

MONDAY, THE 2ND DAY OF MARCH 2015/11TH PHALGUNA, 1936

CrI.MC.No. 1268 of 2015 ()

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CC 348/2011 of JUDICIAL FIRST CLASS MAGISTRATE COURT,ALATHUR
CRIME NO. 337/2010 OF NENMARA POLICE STATION , PALAKKAD DISTRICT
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PETITIONER/ACCUSED:

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SHINSE, AGED 33 YEARS
S/O.SKARIA, MUNDAPPANAL HOUSE, MINOR CITY
KAKKUZHI NAGAR, KALKUNTHEL VILLAGE
NEDUMKANDAM, IDUKKI.**

**BY ADVS.SRI.PHILIP T.VARGHESE
SRI.THOMAS T.VARGHESE
SMT.ACHU SUBHA ABRAHAM
SMT.K.R.MONISHA**

RESPONDENTS/STATE AND COMPLAINANT:

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- 1. STATE OF KERALA, REP. BY THE PUBLIC
PROSECUTOR, HIGH COURT OF KERALA
ERNAKULAM-682031.**
 - 2. THE STATION HOUSE OFFICER
THALASSERY POLICE STATION, THALASSERY
KANNUR DISTRICT-670 101.**
 - 3. THE STATION HOUSE OFFICER
NENMARA POLICE STATION, NENMARA
PALAKKAD DISTRICT-678 508.**

BY Sr. PUBLIC PROSECUTOR SMT. SAREENA GEORGE P.

**THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION ON 02-03-2015, THE
COURT ON THE SAME DAY PASSED THE FOLLOWING:**

APPENDIX

PETITIONER'S EXHIBITS

**ANNEXURE A1 : TRUE COPY OF FIR IN CRIME NO.337/2010 OF NENMARA POLICE
STATION DATED 03-09-2010.**

**ANNEXURE A2 : TRUE COPY OF FIR IN CRIME NO.1242/2010 OF THALASERRY
POLICE STATION DATED 19-10-2010.**

**ANNEXURE A3 : TRUE COPY OF FINAL REPORT IN CC.NO.348/2011 ON THE FILE OF
THE JUDICIAL FIRST CLASS MAGISTRATE COURT, ALATHUR DATED
31-12-2010.**

**ANNEXURE A4 : TRUE COPY OF THE SAID ORDER OF THE SESSIONS COURT,
THALASSERY IN CRL.M.C.NO.1647/2014 DATED 14-01-2015.**

RESPONDENTS' EXHIBITS

NIL

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

SD

P. UBAID, J.

Crl.M.C. No.1268 of 2015

Dated this the 2nd day of March, 2015

O R D E R

The petitioner herein is involved as accused in two crimes; one of the Nenmara Police Station, and the other of the Thalassery Police Station. The allegations in two crimes are exactly similar. There is final report in one crime, but the other is under investigation. The petitioner now seeks orders under Section 482 Cr.P.C., directing the petitioner to be tried together at one trial in respect of the cases registered against him. It is not known how it is possible now. One is a crime registered in the Thalassery Police Station in Kannur District, and the other is a crime registered in Palakkad District. The cases will be tried in two different courts. Of course, in one there is already a final report, but the other is still under investigation. This is not the stage to consider the request. When one case is under investigation, the court cannot pass any orders for jointer of charges or joint trial. The petitioner will have to wait, and come at the appropriate stage.

This Crl.M.C. is accordingly closed.

Sd/-

P. UBAID, JUDGE

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