

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE P.UBAID

WEDNESDAY, THE 30TH DAY OF SEPTEMBER 2015/8TH ASWINA, 1937

CrI.MC.No. 6417 of 2015 ()

CRIME NO. 533/2015 OF ANCHALUMMOODU POLICE STATION , KOLLAM

PETITIONER(S):

1. **ABDUL AZEEZ, AGED 65 YEARS,
S/O. MOHAMMED KUNJU,
THOPPIL VEEDU, AZHTAMUDI P.O.,
THRIKKARUVA, KOLLAM.**
2. **ABIDA BEEVI, AGED 60 YEARS,
W/O. ABDUL AZEEZ,
THOPPIL VEEDU, AZHTAMUDI P.O.,
THRIKKARUVA, KOLLAM.**

**BY ADVS.SRI. S. RAJEEV
SRI. K.K. DHEERENDRAKRISHNAN
SRI. V. VINAY**

RESPONDENT:

**STATE OF KERALA,
REPRESENTED BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA,
ERNAKULAM - 682 031.
(CRIME NO.533/2015 OF ANCHALUMMOODU POLICE STATION,
KOLLAM DISTRICT)**

BY PUBLIC PROSECUTOR SMT. SHEEBA M.T.

**THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION ON
30-09-2015, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

P.UBAID, J.

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Crl.M.C.No.6417 of 2015
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Dated this the 30th day of September, 2015

ORDER

The petitioners herein are the two accused in Crime No. 533 of 2015 of Anchalumoodu Police Station registered under Sections 498A and 323 of IPC. They now want to go abroad, and they seek a direction to the learned Magistrate having jurisdiction, to issue a No Objection Certificate. It is not known whether the petitioners have already approached the learned Magistrate. The crime involves only offences triable by the Judicial First Class Magistrate. This Court finds that there is no reason to interfere at this stage under Section 482 Cr.P.C. The request to issue passport will have to be considered by the appropriate Court that will have to try the case. If the petitioners could not obtain orders from the Court below, they can very well approach this Court. Anyway, the petitioners will have to approach the learned

Magistrate having jurisdiction, and make appropriate application.

With these observations, this Crl.M.C. is closed. Furnish a copy of this order to the learned counsel. However, the learned Magistrate having jurisdiction is directed that if such an application comes, it shall be decided at the earliest.

Sd/-
P.UBAID
JUDGE

rkj

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P.A. TO JUDGE