

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE B.KEMAL PASHA

TUESDAY, THE 29TH DAY OF SEPTEMBER 2015/7TH ASWINA, 1937

Crl.MC.No. 5235 of 2014 ()

**CC.NO. 432/2012 OF ADDL. CHIEF JUDICIAL MAGISTRATE COURT
(ECONOMIC OFFENCES), ERNAKULAM**

PETITIONER/1ST ACCUSED :

**MOHAMMED ALSHAB
S/O.MOIDEEN, PUTHIYAVEETIL HOUSE, KAIPAMANGALAM
TRICHUR, KERALA.**

**BY ADVS.SRI.SHABU SREEDHARAN
SRI.C.G.SALIM
SRI.UDAYAKUMAR SREEDHARAN
SRI.B.BALA PRASANNAN
SMT.RESHMA ABDUL RASHEED**

RESPONDENTS/STATE, NIA, COMPLAINANT AND ACCUSED 2 TO 7 :

- 1. STATE OF KERALA
REPRESENTED BY THE PUBLIC PROSECUTOR
HIGH COURT OF KERALA, ERNAKULAM.**
- 2. NATIONAL INVESTIGATION AGENCY
KOCHI UNIT, GIRINAGAR, KADAVANTHRA
KOCHI-682 020.**
- 3. JOANNES GEORGE C.,
ASSISTANT COMMISSIONER, AIR CUSTOMS
CALICUT INTERNATIONAL AIRPORT, KARIPUR-695 541.**
- 4. SAJAN C.P. @ CHINNAN
S/O.SUKUMARAN, CHENAKKAPARAMBIL HOUSE, PUTHOOR P.O.
KOTTAKKAL, KULATHIPARAMBA, MALAPPURAM-676 503.**
- 5. C.S.ABDUL MALIK
CHAMMINIYIL HOUSE, KAIPAMANGALAM, CHALINGAD
TRICHUR-680 681.**
- 6. MOHAMMED RAFI
VALIYAKATH HOUSE, ORUMANYUR, CHOWGAT
TRICHUR-680 512.**

7. ABDUL MAJEED
MANNUPARAMBIL HOUSE,
THAMALASSERY, PONNANI TALUK
MALAPPURAM-679 577.
8. ABDUL KAREEM @ KAREEM
S/O.N.C.MARKKAR, NANETHAN HOUSE
NEAR ASHRAMAM HIGH SCHOOL, PERUMBAVOOR
ERNAKULAM-683 542.
9. MOOSAKUTTY @ BABU
MARAYAMKUNNATH HOUSE, KAPPOOR, POST ERAVAKKAD
PALAKKAD-678 001.

R1 BY PUBLIC PROSECUTOR SRI. ABDUL KAREEM
R2 BY SPL. PUBLIC PROSECUTOR SRI.M.AJAY

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION
ON 29-09-2015, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

Mn

...3/-

Crl.MC.No. 5235 of 2014 ()

APPENDIX

PETITIONER(S)' ANNEXURES :

**ANNEXURE 1- THE TRUE COPY OF THE COMPLAINT IN CC NO.432/2012 OF
 THE ACJM COURT (EO), ERNAKULAM.**

RESPONDENT(S)' ANNEXURES : NIL

//TRUE COPY//

P.A. TO JUDGE

Mn

B. KEMAL PASHA, J.

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Crl.M.C. No.5235 of 2014
.....

Dated this the 29th day of September, 2015

ORDER

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Petitioner is the 1st accused in CC No.432/2012 of the Additional Chief Judicial Magistrate's Court(Economic Offences), Ernakulam for the offences punishable under Sections 132 and 135 of the Customs Act. The petitioner is the 1st accused in SC No.3/2013 of the Special Court, NIA Cases, Ernakulam for the offences punishable under Sections 120B, 489B and 489C read with Section 34 IPC.

2. On hearing the learned counsel for the petitioner, learned Public Prosecutor and the learned Special Public Prosecutor for NIA Cases, it seems that both the matters are interconnected. The incident involved in both the cases is one and the same. In such case, CC No.432/2012 has also to be transferred to the Special Court for NIA Cases, Ernakulam for trial along with SC No.3/2013.

3. Invoking the jurisdiction of this Court under Section 482 Cr.P.C., CC No.432/2012 of the Additional Chief Judicial Magistrate's Court(Economic Offences), Ernakulam is transferred to the Special Court for NIA Cases, Ernakulam for trial along with SC No.3/2013.

Crl.M.C. is disposed of as above.

Sd/-
(B.KEMAL PASHA, JUDGE)

aks/29/09

// True Copy //

PA to Judge