

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE B.KEMAL PASHA

TUESDAY, THE 8TH DAY OF DECEMBER 2015/17TH AGRAHAYANA, 1937

Cr1.MC.No. 7495 of 2015 ()

CC 778/2015 of JUDICIAL FIRST CLASS MAGISTRATE'S COURT-I,
THODUPUZHA

CRIME NO.726/2011 OF KANJAR POLICE STATION

PETITIONER/ACCUSED:

ANISH RAJU, AGED 28 YEARS,
S/O.RAJU, PUTHENPURAYIL HOUSE, ELAMDESOM KARA,
VELIYAMATTOM, THODUPUZHA.

BY ADVS.SRI.P.P.THAJUDEEN
SRI.MANSOOR.B.H.

RESPONDENT/STATE/COMPLAINANT:

STATE OF KERALA
REP. BY PUBLIC PROSECUTOR, HIGH COURT OF KERALA
THROUGH STATION HOUSE OFFICER, KANJAR POLICE STATION
THODUPUZHA DIST.

BY PUBLIC PROSECUTOR SMT.MAYA

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION
ON 08-12-2015, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

DSV/10/12/15

Cr1.MC.No. 7495 of 2015 ()

APPENDIX

PETITIONER'S ANNEXURES:

A: COPY OF THE FINAL REPORT IN CRIME NO.726/2011 OF KANJAR
POLICE STATION.

B: COPY OF THE JUDGMENT DATED 9/6/2015 IN C.C 855/2011 OF
JUDICIAL FIRST CLASS MAGISTRATES COURT-I, THODUPUZHA.

C: COPY OF THE ADVICE MEMO DATED 1/9/2015 ISSUED BY THE
KERALA PUBLIC SERVICE COMMISSION, DISTRICT OFFICE, IDUKKI.

RESPONDENT'S ANNEXURES:

NIL

// True Copy //

P.A. To Judge

DSV/10/12/15

B.KEMAL PASHA, J.

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Crl.M.C. No.7495 of 2015

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Dated this the 8th day of December, 2015

ORDER

The petitioner, who is the 7th accused in Crime No.726 of 2011 of the Kanjar Police Station, against whom the proceedings in C.C.No.778 of 2015 are pending before the Judicial First Class Magistrate's Court-I, Thodupuzha, has come up with a request to get the proceedings against him, quashed. It is a hard case to continue with the prosecution, when considering Annexure-C advice memo from the Kerala Public Service Commission issued to the petitioner. At the same time, the prosecution cannot be thrown out.

2. It seems that the other accused in the case were

convicted and sentenced. The only course open to the petitioner is to get the trial of this case expedited. Considering the special circumstances involved in the matter, the court below shall expedite the trial in C.C.No.778 of 2015 and dispose of the matter expeditiously for enabling the petitioner to have a chance to join service, if he is entitled to.

With the said observations, this Crl.M.C. is closed.

Sd/-

**B.KEMAL PASHA
JUDGE**

DSV/8/12/15

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P.A. To Judge