

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE B.SUDHEENDRA KUMAR

TUESDAY, THE 3RD DAY OF NOVEMBER 2015/12TH KARTHIKA, 1937

Crl.Rev.Pet.No. 1299 of 2015 ()

(Against the order in Crl.M.P. No. 1686 of 2015 in C.C. No.
103 of 2013 on the files of the Court of the Judicial
Magistrate of the First Class-I, Vaikom)

REVISION PETITIONER(S)/ACCUSED NO.1 TO 5:

1. SREEJITH BOSS AGED 42 YEARS
S/O.THE LATE CHANDRA BOSE, SOUPARNIKA HOUSE
PALARIVATTOM, ERNAKULAM DISTRICT, PIN 682025

2. UDAYAKUMAR AGED 48 YEARS
S/O.GOPALAN, KRISHNA HOUSE, PHILIP'S ROAD
THAMMANAM PO, ERNAKULAM DISTRICT, PIN 682032

3. THANKAPPAN, AGED 84 YEARS, S/O. LATE VAVA
KANNAM MURIYIL HOUSE,
PALLIPURAM KARA, VAZHAKALA VILLAGE, EDAPPALLY PO
ERNAKULAM DISTRICT, PIN 682024

4. K.R.SUKUMARAN AGED 64 YEARS
S/O.THE LATE RAMANKUTTY, KARTHIKA HOUSE
NEAR LP SCHOOL, MIDAYIKUNNU PO, THALAYOLAPARAMBU
VADAYAR VILLAGE, KOTTAYAM, PIN 686505

5. BINDU, AGED 46 YEARS
D/O.PATHMANABHAN, AIKKARA THAZHATH HOUSE
KUDAMALLOOR KARA, AYIMANAM PO, KOTTAYAM DISTRICT
PIN 686015

BY ADVS.SRI.C.S.MANU

SRI.S.K.PREMRAJ

RESPONDENT(S)/COMPLAINANTS AND THE INVESTIGATING OFFICER:

1. STATE OF KERALA
REPRESENTED BY THE SECRETARY
TO THE GOVERNMENT OF KERALA
DEPARTMENT OF HOME, GOVERNMENT SECRETARIAT
THIRUVANANTHAPURAM, PIN 695001

2. SUB INSPECTOR OF POLICE
VAIKOM POLICE STATION, VAIKOM PO, KOTTAYAM
PIN 686141

BY PUBLIC PROSECUTOR SRI.V.S. SREEJITH

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR
ADMISSION ON 03-11-2015, THE COURT ON THE SAME DAY PASSED
THE FOLLOWING:

B. SUDHEENDRA KUMAR, J.

.....
Crl.R.P. No. 1299 of 2015
.....

Dated this the 3rd day of November, 2015

ORDER

When this matter has been taken up for hearing, the learned counsel for the revision petitioners has prayed for granting permission to withdraw this Revision Petition. Suffice it to say that, having gone through the order impugned, I do not find any reason to hold that the order impugned suffers from any infirmity warranting interference by this Court.

In the result, this Revision Petition stands dismissed.

However, considering the facts and circumstances of the case, including the submission of the learned counsel for the revision petitioners, I am of the view that the revisions petitioners are entitled to be granted exemption from personal appearance before the trial court on all posting dates except on days when their personal appearance is necessary. In the above circumstances, the court below is directed to grant exemption to the revision petitioners from personal appearance before the trial Court as mentioned above, if an application in this regard is filed by the revision petitioners before the court below.

**B. SUDHEENDRA KUMAR,
JUDGE.**

Ari/3-11-2015