

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE B.KEMAL PASHA

WEDNESDAY, THE 25TH DAY OF MARCH 2015/4TH CHAITHRA, 1937

OP(Crl.).No. 85 of 2015 (Q)

CC.NO. 531/1997 OF JUDICIAL FIRST CLASS MAGISTRATE COURT, VARKALA

PETITIONER :

SULEKHA
D/O. PONNAMMA, DWARAKA, MRA 72
MUNDAKKAL, KOLLAM.

BY ADVS.SRI.S.BALACHANDRAN (KULASEKHARAM)
SRI.V.R.GOPU

RESPONDENT(S) :

1. SYAMA PRASAD
S/O. KUMARAN, SYAM NIVAS, NEAR POST OFFICE
CHATHANNOOR, KOLLAM-691 004.

2. K.C.ANANTHAN
ANANTHA BHAVAN, MELODE P.O., ADOOR
PATHANAMTHITTA-689 645.

3. STATE OF KERALA
REPRESENTED BY THE PUBLIC PROSECUTOR
HIGH COURT OF KERALA-682 031.

R3 BY PUBLIC PROSECUTOR SRI. JIBU P. THOMAS

THIS OP (CRIMINAL) HAVING COME UP FOR ADMISSION ON 25-03-2015,
THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

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...2/-

OP(Crl.).No. 85 of 2015 (Q)

APPENDIX

PETITIONERS' EXHIBITS :

- EXT. P1 - COPY OF COMPLAINT IN CC 531/97 OF THE JUDICIAL FIRST CLASS
MAGISTRATE COURT, VARKALA.
- EXT. P2 - COPY OF THE ORDER IN CRIMINAL RP 71/1997 OF THE SESSIONS
COURT, THIRUVANANTHAPURAM DATED 30/9/97.
- EXT. P3 - COPY OF ORDDER IN CRIMINAL MC 1097/2004 (B) DATED 2/8/2007.
- EXT. P4 - COPY OF ORDER IN TRANSFER PETITION (CRIMINAL) 70/2009 OF THE
HON'BLE HIGH COURT OF KERALA DATED 4/8/2011.
- EXT. P5 - COPY OF ORDER IN CRIMINAL M.C 5730/2003 DT. 30.6.06.
- EXT. P6 - COPY OF ORDER IN CRIMINAL M.C. 1652/2009 DT. 04.8.2011 OF THE
HON'BLE HIGH COURT OF KERALA.
- EXT. P7 - COPY OF ORDER IN SPECIAL LEAVE TO APPEAL (CRIMINAL) 6933/11
DT. 13.7.12 OF THE HON'BLE SUPREME COURT.

RESPONDENT(S)' EXHIBITS : NIL

//TRUE COPY//

P.S. TO JUDGE

Mn

B.KEMAL PASHA, J.

.....
O.P.(Crl) No.85 of 2015
.....

Dated this the 25th day of March, 2015

J U D G M E N T

This is a petition filed under Article 227 of the Constitution of India.

2. Perused the letter dated 19.03.2015 from the learned Judicial First Class Magistrate's Court-I, Varkala. It seems that the matter is kept idle before the court below solely on a submission made by the defence that a curative petition was preferred by the defence is pending before the Apex court. So long as there is no order of stay in the matter, the court below shall dispose of the matter, as expeditiously as possible, as the matter is an old one.

In the result, this O.P.(Criminal) is disposed of by directing the court below to dispose of the matter, as

O.P.(CrI)85 of 2015

-: 2 :-

expeditiously as possible, at any rate, within two months from today, in case any stay order has not been produced before the court below.

Sd/- B.KEMAL PASHA, JUDGE

ul/-

[True copy]

P.S. to Judge