

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE K.ABRAHAM MATHEW

MONDAY, THE 8TH DAY OF JUNE 2015/18TH JYAISHTA, 1937

OP(Crl.).No. 162 of 2015 (Q)

**MC(DV)NO.59/2015 OF JUDICIAL FIRST CLASS MAGISTRATE COURT,
KARUNAGAPPALLY.**
.....

PETITIONER/PETITIONER:

**NAZEER, AGED 42 YEARS,
S/O. MOHAMMED KUNJU, KOYIKKAL PALACE,
PADANAYARKULANGARA SOUTH,
KARUNAGAPPALLY VILLAGE, KOLLAM DISTRICT.**

BY ADV. SRI.NIREESH MATHEW

RESPONDENT(S)/PETITIONERS:

- 1. SYUNA, AGED 36 YEARS,
D/O. NASREEN, KOYIKKAL PALACE,
PADANAYARKULANGARA SOUTH,
KARUNAGAPPALLY VILLAGE,
KOLLAM DISTRICT-690 518.**
- 2. AHAL FADHEEN, AGED 14 YEARS, D/O. SIUNA,
KOYIKKAL PALACE, PADANAYARKULANGARA SOUTH,
KARUNAGAPPALLY VILLAGE, KOLLAM DISTRICT-690 518,
REPRESENTED BY THE MOTHER AND NATURAL
GUARDIAN, SMT.SYUNA.**
- 3. AZA FADVA, AGED 8 YEARS, D/O. SIUNA,
KOYIKKAL PALACE, PADANAYARKULANGARA SOUTH,
KARUNAGAPPALLY VILLAGE, KOLLAM DISTRICT-690 518,
REPRESENTED BY THE MOTHER AND NATURAL
GUARDIAN, SMT.SYUNA.**

**THIS OP (CRIMINAL) HAVING COME UP FOR ADMISSION ON 08-06-2015,
THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

mbr/

APPENDIX

PETITIONER(S)' EXHIBITS:

- P1 : TRUE COPY OF THE PETITION DTD.8.5.2015 FILED BY THE RESPONDENTS BEFORE THE JUDICIAL FIRST CLASS MAGISTRATE COURT, KARUNAGAPPALLY.
- P2 : PHOTOCOPY OF THE OBJECTION DTD.16.5.2015 FILED BY THE PETITIONER TO EXT.P1.
- P3 : PHOTOCOPY OF THE ORDER DTD.16.5.2015 IN CMP NO.2888/2015 PASSED BY THE JUDICIAL FIRST CLASS MAGISTRATE COURT, KARUNAGAPPALLY.
- P4 : PHOTOCOPY OF THE APPEAL MEMORANDUM DTD.19.5.2015 FILED BY THE PETITIONER BEFORE THE SESSIONS COURT, KOLLAM.
- P5 : PHOTOCOPY OF THE STAY PETITION DTD.19.5.2015 FILED BY THE PETITIONER BEFORE THE SESSIONS COURT, KOLLAM.

RESPONDENT(S)' EXHIBITS: - NIL

/TRUE COPY/

P.S. TO JUDGE

mbr/

K.ABRAHAM MATHEW J.

O.P.(Crl.)No.162 OF 2015

Dated this the 8th day of June, 2015

JUDGMENT

Petitioner has filed an appeal in Sessions Court, Kollam challenging the order passed by the learned Magistrate concerned in a petition filed under Section 23 (1) & (2) of the Protection of Women from Domestic Violence Act. The complaint is that no order has been passed on the petition for stay of the execution of the interim order.

2. Heard.

3. The learned Sessions Judge is directed to dispose of Ext P5 stay petition without delay in the special circumstances of the case.

Sd/-
K.ABRAHAM MATHEW,
JUDGE

cms

/True copy/

P.S.to Judge