

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE P.UBAID

WEDNESDAY, THE 12TH DAY OF AUGUST 2015/21ST SRAVANA, 1937

OP(Crl.).No. 217 of 2015 (Q)

PETITIONER :-

**MINI R.C., AGED 41 YEARS,
DAUGHTER OF CHARULATHA, APRA 49, 'NIRALA'
AMITHA SANKAR ROAD, KANNAMOOLA, MEDICAL COLLEGE P.O.,
THIRUVANANTHAPURAM.**

BY ADV. SRI.ALAN PAPALI

RESPONDENTS :-

- 1. ANIL V.S., SON OF SUKUMARAN NAIR,
'KARTHIKA', MAVARATHALAKONAM,
VALLUNNI LANE, MEDICAL COLLEGE P.O. - 695 011,
THIRUVANANTHAPURAM (WITHIN THE JURISDICTION OF
SREEKARYAM POLICE STATION).**
- 2. SARASWATHY AMMA, WIFE OF SUKUMARAN NAIR,
'KARTHIKA', MAVARATHALAKONAM,
VALLUNNI LANE, MEDICAL COLLEGE P.O.- 695 011,
THIRUVANANTHAPURAM (WITHIN THE JURISDICTION OF
SREEKARYAM POLICE STATION).**

R BY SMT.V.H.JASMINE, PUBLIC PROSECUTOR

**THIS OP (CRIMINAL) HAVING COME UP FOR ADMISSION ON 12-08-2015,
THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

rkj

OP(Crl.).No. 217 of 2015 (Q)

APPENDIX

PETITIONER(S)' EXHIBITS :-

**EXHIBIT P1- TRUE COPY OF THE APPLICATION , M.C.NO. 59/2013 DATED 26-07-2013
FILED BY THE PETITIONER BEFORE THE JUDICIAL FIRST CLASS
MAGISTRATE COURT-I, THIRUVANANTHAPURAM.**

**EXHIBIT P2- TRUE COPY OF THE ORDER IN C.M.P.NO. 4562/2013 IN M.C.NO. 59/2013
DATED 27-07-2013 OF THE COURT OF THE JUDICIAL FIRST CLASS
MAGISTRATE-I, THIRUVANANTHAPURAM.**

**EXHIBIT P3- TRUE COPY OF THE PETITION, C.M.P.NO. 6468/2013 IN M.C.NO. 59/2013
ALONG WITH THE AFFIDAVIT FILED BY THE PETITIONER IN DECEMBER,
2013 BEFORE THE JUDICIAL FIRST CLASS MAGISTRATE COURT-I,
THIRUVANANTHAPURAM.**

RESPONDENT(S)' EXHIBITS :- NIL

//TRUE COPY//

P.A. TO JUDGE

rkj

P.UBAID, J.

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O.P.(Crl)No.217 of 2015

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Dated this the 12th day of August, 2015

JUDGMENT

The petitioner herein is the petitioner in M.C.No.59 of 2013 of the Judicial First Class Magistrate Court-I, Thiruvananthapuram. It is a proceeding brought under Section 12 of the Protection of Women from Domestic Violence Act (DV Act). The petitioner seeks a direction under Article 227 of the Constitution of India to the trial court to dispose of the said proceeding at the earliest. Now there is a report from the learned Magistrate that the Court has already recorded evidence on both sides in part, and that only the examination of one witness remains. It is reported that the case now stands posted to 07.08.2015 for disposal. In such a circumstance, the O.P. can be disposed of with a direction of the Court below to dispose of the proceeding at the earliest.

In the result, this Original Petition is disposed of with a direction to the learned Magistrate that earnest efforts shall be made to dispose of M.C. No.59 of 2013 within two months.

Sd/-

**P.UBAID
JUDGE**

rkj

//TRUE COPY//

P.A. TO JUDGE