

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:-

THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN

TUESDAY, THE 6TH DAY OF OCTOBER 2015/14TH ASWINA, 1937

W.P.(C).No.14236 of 2015 (D)

PETITIONER(S):-

REBECCAMMA, AGED 73 YEARS,
KATTANTAYATH, PULIYOOR, CHENGANNUR,
ALAPPUZHA DIST.

BY ADV. SRI.P.VINODKUMAR.

RESPONDENT(S):-

1. THE DISTRICT SUPERINTENDENT OF POLICE,
ALAPPUZHA DIST. - 685 501.
2. THE SUB INSPECTOR OF POLICE,
CHENGANNUR, ALAPPUZHA DIST. - 689101.
3. ACHUTHAN PILLAI,
KANNATH HOUSE, PULIYOOR P.O., CHENGANNUR,
ALAPPUZHA DIST. - 689 101.

* ADDITIONAL 4TH RESPONDENT IMPEADED:

ADDL.R4. SUSHEELA, AGED ABOUT 50 YEARS, W/O.ACHUTHAN PILLAI,
KANNATH HOUSE, PULIYOOR P.O., CHENGANNUR,
ALAPPUZHA DISTRICT.

* ADDITIONAL 4TH RESPONDENT IS IMPEADED AS PER
ORDER DATED 9.6.2015 IN I.A.NO.7699 OF 2015.

R1 & R2 BY GOVERNMENT PLEADER SRI.P.FAZIL.
ADDL.R4 BY ADV. SRI.R.GIREESH VARMA.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON
06-10-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:-

APPENDIX

PETITIONER'S EXHIBITS/ANNEXURES:-

- EXT.P1 TRUE COPY OF THE ORDER OF THE STATE HUMAN RIGHT
 COMMISSION DATED ON 3.7.2015 AND ITS TYPED COPY.
- EXT.P2 TRUE COPY OF THE PETITION DATED 10.11.2014 SUBMITTED
 BY THE PETITIONER.

RESPONDENT'S EXHIBITS/ANNEXURES:-

- ANNEXURE I THE REPORT SUBMITTED BY DR.RAFIK ANZAR A.S.
- ANNEXURE I(a) THE LEGIBLE TYPED COPY OF ANNEXURE I.
- ANNEXURE II TRUE COPY OF THE REPORT SUBMITTED BY THE
 SUPERINTENDENT OF MENTAL HEALTH CENTRE,
 THIRUVANANTHAPURAM.
- ANNEXURE III TRUE COPY OF THE LETTER DATED 23.09.2015
 SUBMITTED BY SMT.SUSEELA TO THE SUPERINTENDENT
 OF MENTAL HEALTH CENTRE, THIRUVANANTHAPURAM.

vku/

[true copy]

K.Vinod Chandran, J.

W.P.(C).No.14236 of 2015-D

Dated this the 06th day of October, 2015.

JUDGMENT

The additional statement filed by the learned Senior Government Pleader on the basis of the directions issued by this Court on 01.09.2015 is taken on record. Read para 2 of the said statement:

“As per orders of this Hon'ble Court the 3rd Respondent was admitted in the Mental Health Centre, Thiruvananthapuram, where he is undergoing treatment. The Psychiatrist has informed that, Smt.Suseela, W/o.Sri.Achuthan Pillai has approached the Mental Health Centre and expressed her willingness to take his custody and to provide further care. The true copy of the letter dated 23.09.2015 submitted by Smt.Suseela to the Superintendent of Mental Health Centre, Thiruvananthapuram is produced herewith and marked as Annexure III. The Superintendent, Mental Health Centre, Thiruvananthapuram has informed me that Sri.Achuthan Pillai has improved with the treatment and

that his behavior and self care were also improved and that he can be managed without patient treatment with regular follow up”.

2. The condition of the subject, the 3rd respondent herein, having improved considerably as has been stated in the statement; reiterating the opinion of the Superintendent, Mental Health Centre, Thiruvananthapuram and also taking note of the letter dated 23.09.2015 of the wife of the 3rd respondent, the additional 4th respondent herein, it is only proper that the 3rd respondent be given to the custody of the additional 4th respondent. The additional 4th respondent shall ensure that follow-up treatment is continued. The petitioner would be entitled to move the Court if at all any untoward incident happens.

With the above directions, the writ petition would stand closed.

Sd/-
K.Vinod Chandran,
Judge

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[true copy]