

**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT:**

**THE HONOURABLE MR. JUSTICE B.KEMAL PASHA**

**MONDAY, THE 14TH DAY OF DECEMBER 2015/23RD AGRAHAYANA, 1937**

**WP(C).No. 18969 of 2015 (U)**

**CRIME NO.713/2015 OF KUNNICODE POLICE STATION.**

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**PETITIONER(S):**

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**SINDHU, W/O.LATE SOMAN, PLACHIKATTU KUZHIYIL,  
AMBALANIRAPPU P.O., THALAVOOR, KOLLAM DISTRICT.**

**BY ADVS.SRI.B.MOHANLAL,  
SRI.M.BOSE.**

**RESPONDENT(S):**

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- 1. STATE POLICE CHIEF,  
POLICE HEADQUARTERS, VAZHUTHACAUD,  
THIRUVANANTHAPURAM, PIN-695 014.**
- 2. THE DISTRICT POLICE CHIEF, KOLLAM RURAL,  
KOTTARAKKARA P.O., KOLLAM-691 506.**
- 3. THE CIRCLE INSPECTOR OF POLICE,  
PATHANAPURAM, PATHANAPURAM P.O.,  
KOLLAM-689 695.**
- 4. THE STATION HOUSE OFFICER,  
KUNNICODE POLICE STATION,  
KUNNICODE P.O., KOLLAM-691 508.**
- 5. SRI.RAVI, S/O.NARAYANAN,  
VAZHOTTU (CHARUVILA) VEEDU,  
AMBALANIRAPPU P.O., THALAVOOR,  
KOLLAM-691 508.**
- 6. SRI.SIVARAMAN, S/O.KUNJURAMAN,  
MAVILA VEEDU, AMBALANIRAPPU P.O.,  
THALAVOOR, KOLLAM-691 508.**
- 7. SMT.SUJATHA, W/O.RAVI,  
VAZHOTTU (CHARUVILA)VEEDU,  
AMBALANIRAPPU P.O., THALAVOOR,  
KOLLAM-691 508.**

**R1 TO R4 BY SRI.P. VIJAYARAGHAVAN, STATE ATTORNEY.**

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION  
ON 14-12-2015, THE COURT ON THE SAME DAY DELIVERED THE  
FOLLOWING:**

**rs.**

**APPENDIX**

**PETITIONER'S EXHIBITS:-**

- EXT.P1      COPY OF THE POSTMORTEM CERTIFICATE NO.1169/2015  
DATED 15/05/2015 OF THE PETITIONER'S HUSBAND.
- EXT.P2      COPY OF THE FIR AND FIR IN CRIME NO.713/2015 OF  
KUNNICODE POLICE STATION.
- EXT.P3      COPY OF THE COMPLAINT DATED 29/05/2015 FILED BY THE  
PETITIONER BEFORE THE MINISTER FOR HOME AND THE  
1ST RESPONDENT AND ITS RECEIPT.

**RESPONDENT'S ANNEXURES:-**

- ANNEXURE R4A      COPY OF THE STATEMENT OF THE DOCTOR DATED 16/05/2015.
- ANNEXURE R4B      COPY OF THE WOUND CERTIFICATE DATED 13/04/2015.

//TRUE COPY//

P.S. TO JUDGE

rs.

**B. KEMAL PASHA, J.**

.....  
W.P.(C) No.18969 of 2015  
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Dated this the 14<sup>th</sup> day of December, 2015

**J U D G M E N T**

The wife of deceased Soman has come up seeking a proper investigation into the death of her husband. Originally the crime was registered under Section 174 Cr.P.C. through Ext.P2 FIR as Crime No.713/2015 of the Kunnicode Police Station.

2. The learned State Attorney has reported that the crime has been presently altered to an offence under Section 304 IPC based on the statement of an eye witness named Sarada, recorded under Section 164 Cr.P.C. One Sivaraman is the accused. Presently, the investigation is swiftly going on. Matters being so, with liberty to the petitioner to move this Court again in case of any further

grievance, at appropriate stage, this CrI.M.C is closed, by recording the statement filed by the investigating officer.

**Sd/- B.KEMAL PASHA, JUDGE**

ul/-

[True copy]

P.S. to Judge