

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

**PRESENT:**

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

**THURSDAY, THE 1ST DAY OF OCTOBER 2015/9TH ASWINA, 1937**

**WP(C).No. 23900 of 2015 (J)**  
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**PETITIONER :**  
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**RUBY EBANAZER,  
PUTHENPARAMBIL VEEDU, ORAPPANKUZH, KANJIKUZH,  
KOTTAYAM (FROM THOPPIL PUTHENVEEDU, PERINGALA MURI,  
KAYAMKULAM, ALAPPUZHA DISTRICT)**

**BY ADVS.DR.K.P.SATHEESAN (SR.)  
SRI.P.MOHANDAS (ERNAKULAM)  
SRI.ANOOP.V.NAIR  
SRI.S.VIBHEESHANAN**

**RESPONDENTS :**  
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- 1. STATE OF KERALA  
REPRESENTED BY THE PUBLIC PROSECUTOR,  
HIGH COURT OF KERALA, ERNAKULAM, KOCHI - 682 031.**
- 2. THE SUB INSPECTOR OF POLICE,  
KAYAMKULAM POLICE STATION, ALAPPUZHA DISTRICT  
PIN 690 502.**
- 3. ALEYAMMA OOMMEN  
PLANTHARAYIL LEENA BHAVANAM, PERINGALA MURI,  
PERINGALA P.O., KAYAMKULAM, ALAPPUZHA DISTRICT  
PIN 690 559.**
- 4. G. HARI  
KAITHAVANA HOUSE, PERINGALA MURI, PERINGALA P.O.,  
KAYAMKULAM, ALAPPUZHA DISTRICT, PIN 690 559.**
- 5. P.T.GEORGE,  
POLLATHOTTATHIL, PERINGALA MURI, PERINGALA P.O.,  
KAYAMKULAM, ALAPPUZHA DISTRICT, PIN 690 559.**
- 6. T. VISWANATHAN  
KUTTIYIL VEETIL, PERINGALA MURI, PERINGALA P.O.,  
KAYAMKULAM, ALAPPUZHA DISTRICT, PIN 690 559.**

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7. MURALEEDHARAN PILLAI  
CLERK, C/O. ADV. N.RAVEENDRAN, KAYAMKULAM  
ALAPPUZHA DISTRICT, PIN 690 502.

8. THE DISTRICT POLICE CHIEF  
OFFICE OF THE DISTRICT POLICE CHIEF  
ALAPPUZHA -688001

R1,R2 & R8 BY STATE ATTORNEY SRI. P. VIJAYARAGHAVAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION  
ON 01-10-2015, THE COURT ON THE SAME DAY DELIVERED THE  
FOLLOWING:

bp

**APPENDIX**

**PETITIONER(S)' EXHIBITS**  
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- P1: TRUE COPY OF THE PLAINT FILED BY RESPONDENTS 3 TO 7 BEFORE THE  
MUNSIFFS COURT, KAYAMKULAM AS OS NO.280/2013 DATED 8-7-2013.
- P2: TRUE COPY OF THE WILL PRODUCED BY THE RESPONDENTS 3 TO 7 IN OS  
NO.230/2013 OF THE MUNSIFFS COURT, KAYAMKULAM.
- P3: TRUE COPY OF THE DRAFT OF THE WILL.
- P4: TRUE COPY OF THE COMPLAINT FILED BY THE PETITIONER BEFORE THE  
JUDICIAL FIRST CLASS MAGISTRATE'S COURT, KAYAMKULAM AS CMP  
NO.4497/2014 DATED 4.7.2014.
- P5: TRUE COPY OF THE FIR REGISTERED BY THE 2ND RESPONDENT IN CRIME  
NO.2145/2014 DATED 8.8.2014

RESPONDENT(S)' EXHIBITS : NIL.

//TRUE COPY//

P.A. TO JUDGE

bp

**B.KEMAL PASHA, J.**

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W.P.(C) No. 23900 of 2015

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Dated this the 1<sup>st</sup> day of October, 2015

**JUDGMENT**

The complaint of the petitioner is the laxity on the part of the Investigating Officer in conducting investigation of Crime No. 2145/2014 of the Kayamkulam Police Station.

2. The Investigating Officer has filed a statement showing the present stage of investigation. It seems that the investigation is going on and presently, application has been filed for obtaining the Will in question for subjecting it to expert examination. On going through the statement filed by the Investigating Officer, it is evident that presently, the investigation is going on swiftly.

By expecting proper investigation, this Writ Petition is presently closed. In case of any further laches, it is open to the petitioner to approach this Court again.

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