

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE B.KEMAL PASHA

TUESDAY, THE 1ST DAY OF SEPTEMBER 2015/10TH BHADRA, 1937

WP(C).No. 25006 of 2014 (A)

PETITIONER(S):

**V.M. MATHEW, AGED 49 YEARS,
S/O.V.J.MATHEW, VALLIAKKAL,
NADUNGADAPALLY P.O., KARUKACHAL, KOTTAYAM.**

**BY ADVS.SRI.S.RAJEEV
SRI.K.K.DHEERENDRAKRISHNAN**

RESPONDENT(S):

- 1. STATE OF KERALA,
REP. BY HOME SECRETARY, GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM - 695 001.**
- 2. STATE POLICE CHIEF,
OFFICE OF THE STATE POLICE CHIEF,
POLICE HEAD QUARTERS, THIRUVANANTHAPURAM 695 001.**
- 3. SUPERINTENDENT OF POLICE,
OFFICE OF THE SUPERINTENDENT OF POLICE,
PATHANAMTHITTA - 689 645.**
- 4. SUB INSPECTOR OF POLICE,
ARANMULA POLICE STATION,
PATHANAMTHITTA DISTRICT -689 645 (INVESTIGATING OFFICER
SPECIAL INVESTIGATION TEAM
TO INVESTIGATE CRIME NO.970/2014 OF KEEZHVAIPUR POLICE STATION
PATHANAMTHITTA).**
- 5. DIRECTOR OF CBI,
REP. BY ITS STANDING COUNSEL, HIGH COURT OF KERALA,
ERNAKULAM - 682 031.**

**R1-R4 BY STATE ATTORNEY SRI.P.VIJAYARAGHAVAN
R5 BY SRI.P.CHANDRASEKHARA PILLAI, C.B.I.**

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 01-09-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

WP(C).No. 25006 of 2014 (A)

APPENDIX

PETITIONER(S)' EXHIBITS

**EXT.P-1: TRUE COPY OF THE FIRST INFORMATION REPORT IN CRIME NO.970/2014
OF KEEZHVAIPUR POLICE STATION.**

**EXT.P2: COPY OF THE PETITION SUBMITTED BY THE PETITIONER BEFOR ETHE
JUDICIAL FIRST CLASS MAGISTRATE, THIRUVALLA, DTD.28/10/14**

**EXT.P3: COPY OF THE ORDER PASSED BY THE JUDICIAL FIRST CLASS
MAGISTRATE THIRUVALLA IN CMP.8085/14 IN CC.1892/14**

RESPONDENT(S)' EXHIBITS

NIL.

/ TRUE COPY /

P.S TO JUDGE

PJ

B. KEMAL PASHA, J.

.....
W.P.(C) No.25006 of 2014 A
.....

Dated this the 1st day of September, 2015

J U D G M E N T

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A further investigation has been ordered in the matter and a further investigation is going on. This is a case wherein a huge quantity of gold, silver, etc. were stolen from a jewellery by committing house breaking by night. It seems that only 7 culprits among the 21 persons could be nabbed by the police, that too, from different parts of the country. Only a small quantity of gold and silver could be recovered. The other accused are at large and they are absconding.

2. It seems that the police have made an earnest effort in the matter in conducting the investigation. Presently, from the reports and on hearing either side, this Court does not think it feasible and just to hand over the investigation to any other agency. Let the further investigation continue.

3. The Deputy Superintendent of Police, Thiruvalla shall monitor the further investigation being carried out by the special investigation team constituted for the purpose under the leadership of the Circle Inspector of Police. Such investigation shall be completed and further final report shall be filed, as expeditiously as possible, at any rate, within a period of four months from the date of receipt of a copy of this judgment.

The petitioner is at liberty to approach this Court or any other forum again in case they are aggrieved. With the said observations, this writ petition is closed.

Sd/-
(B.KEMAL PASHA, JUDGE)

aks/01/09

// True Copy //

PA to Judge