

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE K.T.SANKARAN
&
THE HONOURABLE MR. JUSTICE BABU MATHEW P.JOSEPH

MONDAY, THE 2ND DAY OF MARCH 2015/11TH PHALGUNA, 1936

WP(Crl.).No. 475 of 2014 (S)

PETITIONER(S):

POURNAMI.S., AGED 35 YEARS
D/O.SUDHRAMA, 'SREESAILAM', ARA-146, ANADESWARAM
CHEMPAZHANTHY P.O.
THIRUVANANTHAPURAM DISTRICT - 695 587
NOW RESIDING AT T.C.NO.54/937, CHARUVILA VEEDU
MANGALATHU DESOM, MANUKULADICHAMANGALOM, NEMOM P.O.
THIRUVANANTHAPURAM - 695 020.

BY ADVS.SRI.T.I.UNNIRAJA
SRI.H.BIJU
SRI.S.BADUSHA
SRI.S.G.SREEKANTH

RESPONDENT(S):

1. ANIL KUMAR, AGED 44 YEARS
S/O.LEKSHMANAN, T.C.NO. 54/937, CHARUVILA VEEDU
MANGALATHU DESOM, MANUKULADICHAMANGALOM, NEMOM P.O.
THIRUVANANTHAPURAM - 695 020.
2. THE SUB INSPECTOR OF POLICE
NEMOM POLICE STATION, NEMOM
THIRUVANANTHAPURAM DISTRICT - 695 020.
3. THE CIRCLE INSPECTOR OF POLICE
NEMOM CIRCLE, NEMOM
THIRUVANANTHAPURAM DISTRICT - 695 020.
4. ASSISTANT COMMISSIONER OF POLICE
FORT SUB DIVISION
THIRUVANANTHAPURAM DISTRICT - 695 009.
5. COMMISSIONER OF POLICE
VAZHUTHACAUD, THIRUVANANTHAPURAM DISTRICT - 695 014.
6. THE DIRECTOR GENERAL OF POLICE
POLICE HEAD QUARTERS, THIRUVANANTHAPURAM - 10.

W.P.(CRL.) NO.475/2014

7. STATE OF KERALA

REPRESENTED BY ITS ADDITIONAL CHIEF SECRETARY
DEPARTMENT OF HOME, GOVERNMENT SECRETARIAT
THIRUVANANTHAPURAM - 1.

R2 -R7 BY ADV. ADDL.DIRECTOR GENERAL OF PROSECUTION
SRI.TOM JOSE PADINJAREKKARA

R1 BY ADV. SRI.R.V.SREEJITH

THIS WRIT PETITION (CRIMINAL) HAVING BEEN FINALLY HEARD ON
02-03-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

W.P.(CrI.) No.475/2014

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1: A TRUE COPY OF THE COMPLAINT VIDE M.C.59/2014.

EXT.P2: A TRUE COPY OF THE ORDER IN CMP 6230/14 IN M.C.59/2014.

RESPONDENTS' EXHIBITS:

NIL

//TRUE COPY//

P.A. TO JUDGE

K.T.SANKARAN & BABU MATHEW P.JOSEPH, JJ.

W.P.(CrI.) No.475 of 2014

Dated this the 2nd day of March, 2015

JUDGMENT

K.T.Sankaran, J.

The allegation made by the petitioner is that her two children, namely, Niranjan.A.P. and Pavan A.P. are in the illegal custody of the first respondent. The first respondent is the husband of the petitioner. There are matrimonial disputes between the petitioner and the first respondent. An attempt was made to settle the disputes between the petitioner and the first respondent before the Mediation Centre. Mediation failed.

We are of the view that the remedy of the petitioner, in the facts and circumstances of the case, is to approach the Family Court. Reserving that right, the Writ Petition is closed.

**K.T.SANKARAN
JUDGE**

**BABU MATHEW P.JOSEPH
JUDGE**