

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MRS. JUSTICE SHIRCY V.

WEDNESDAY, THE 31ST DAY OF MARCH 2021 / 10TH CHAITHRA, 1943

OP(Crl.).No.66 OF 2021

AGAINST THE ORDER/JUDGMENT IN CC 2196/2017 OF JUDICIAL
MAGISTRATE OF FIRST CLASS - I, CHALAKUDY

CRIME NO.594/2017 OF Vellikulangara Police Station , Thrissur

PETITIONERS/ACCUSED PERSONS 1 TO 5

- 1 ROY JACOB
AGED 65 YEARS
S/O.JACOB, KANNOTHUKUDI HOUSE, KUTTICHIRA DESOM,
TRISSUR DISTRICT.
- 2 BINCY SCARIYA,
AGED 44 YEARS
S/O.SCHARIYIA, THAMBETHUKUDY HOUSE, KUTTICHIRA
DESOM, TRISSUR DISTRICT.
- 3 JOJI @ JOY PAUL,
AGED 54 YEARS
S/O.POULOSE, THURUTHI HOUSE, KUTTICHIRA DESOM,
TRISSUR DISTRICT.
- 4 SMITHA,
AGED 37 YEARS
W/O.BINCY SCARIYA, S/O.SCHARAYIA, THAMBETHUKUDY
HOUSE, KUTTICHIRA DESOM, TRISSUR DISTRICT.
- 5 ACHAMMA,
AGED 71 YEARS
W/O.SCARIYA, W/O.SCHARAYIA, THAMBETHUKUDY HOUSE,
KUTTICHIRA DESOM, TRISSUR DISTRICT.

BY ADV. SRI.T.N.MANOJ

RESPONDENT

- 1 STATE OF KERALA
REPRESENTED BY THE PUBLIC PROSECUTOR, HIGH COURT OF
KERALA.
- 2 MANJU, W/O.SHAJI

DEFACTO COMPLAINANT

R2 BY ADV. P.K.VARGHESE

R2 BY ADV. SRI.K.R.ARUN KRISHNAN

R2 BY ADV. SMT.SANJANA RACHEL JOSE

OTHER PRESENT:

AJITH MURALI- P.P

THIS OP (CRIMINAL) HAVING COME UP FOR ADMISSION ON 31.03.2021, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

JUDGMENT

The petitioners are the accused in C.C.No.2196 of 2017 pending before the Court of the Judicial 1st Class Magistrate, Chalakudy. This petition has been filed by the petitioners seeking a direction to the court below to dispose of the case without further delay.

2. When the matter came up before this Court on 19.3.2021, a report has been called from the court concerned regarding the time required for disposal of C.C.No.2196 of 2017. On receipt of this direction, the officer who is holding charge of the Judicial First Class Magistrate, Chalakudy has reported that though PW1 has been examined in chief, further evidence is to be recorded and hence, six months time is required for disposal of the case. As there is no regular sitting for this court and the Judicial First Class Magistrate, Chalakudy is holding full additional charge of this court, I think that the time required for disposal of the case is quite justifiable.

3. Therefore, this report is accepted. The learned Judicial First Class Magistrate, Chalakudy shall dispose of C.C.No.2196 of 2017 within a period of six months from the date of receipt of a copy of this judgment.

The Original Petition is disposed of accordingly.

Sd/-

SHIRCY V.

JUDGE

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APPENDIX

PETITIONER'S/S EXHIBITS:

EXHIBIT P1

TRUE COPY OF THE FIR NO.594/2017 DATED
07.06.2017 OF VELLIKULANGARA POLICE
STATION.

EXHIBIT P2

TRUE TYPE WRITTEN COPY OF THE PROCEEDINGS
DATED NIL COPIED FROM THE PROCEEDINGS IN CC
2196/2017 OF THE JUDICIAL MAGISTRATE COURT
AT CHALAKUDY.