

Moly vs State of Kerala

Moly vs State of Kerala

SooperKanoon Citation : sooperkanoon.com/1286339

Court : Kerala

Decided On : May-29-2024

Judge : Honourable Mr. Justice Bechu Kurian Thomas

Appeal No. : OP(Crl.)/29/2024

Appellant : MOLY

Respondent : State of Kerala

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR. JUSTICE BECHU KURIAN THOMAS WEDNESDAY, THE 29TH DAY OF MAY 2024 / 8TH JYAISHTA, 1946 OP(CRL.) NO. 30 OF 2024 IN SC NO.100 OF 2014 OF ADDITIONAL DISTRICT COURT & SESSIONS COURT - IV, THIRUVANANTHAPURAM / I ADDITIONAL MACT

PETITIONER: C.SAJITHKUMAR AGED 48 YEARS S/O CHANDRASEKHARAN NAIR C S BHAVAN, CHENCHERI, MANNANTHALA NALANCHIRA PO THIRUVANANTHAPURAM, PIN - 695015 BY ADV SUVIN.R.MENON RESPONDENTS: 1 STATE OF KERALA REPRESENTED BY THE ADDITIONAL CHIEF SECRETARY TO THE GOVERNMENT, ROOM NO.357, MAIN BLOCK,

SECRETARIAT, THIRUVANANTHAPURAM, PIN - 695001 2
COMMISSIONER OF POLICE, OFFICE OF THE COMMISSIONER OF
POLICE POLICE GROUND, CV RAMAN PILLAI RD, PANAVIDA,
THYCAUD, THIRUVANANTHAPURAM, KERALA, PIN - 695014 3
STATION HOUSE OFFICER PEROORKADA POLICE STATION,
SASTHAMANGALAM - PEROORKADA RD, DEVAPALAN NAGAR,
PEROORKADA, THIRUVANANTHAPURAM, KERALA, PIN - 695013 -
:2:- 4 STATION HOUSE OFFICER VANCHIYOOR POLICE STATION,
VANCHIYOOR RD, VANCHIYOOR, THIRUVANANTHAPURAM,
KERALA, PIN - 695035

BY ADV. SREEJA.V, PUBLIC PROSECUTOR THIS OP (CRIMINAL) HAVING
COME UP FOR ADMISSION ON 29.05.2024, ALONG WITH OP(CrI.).29/2024,
THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING: -:3:-

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR. JUSTICE BECHU KURIAN THOMAS
WEDNESDAY, THE 29TH DAY OF MAY 2024 / 8TH JYAISHTA, 1946 OP(CRL.)
NO. 29 OF 2024 CRIME NO.387/2008 OF PEROORKADA POLICE STATION,
THIRUVANANTHAPURAM IN SC NO.100 OF 2014 OF ADDITIONAL DISTRICT
COURT & SESSIONS COURT - IV, THIRUVANANTHAPURAM / I ADDITIONAL
MACT PETITIONER/DEFACATO COMPLAINANT: MOLY AGED 65 YEARS W/O
S RAJAN RAJ BHAVAN, VENKATATHUKONAM, POWDIKONAM P O,
ULIYAZHATHURA, THIRUVANANTHAPURAM, PIN - 695587

BY ADVS. S.RAJEEV V.VINAY M.S.ANEER PRERITH PHILIP JOSEPH
ANILKUMAR C.R. K.S.KIRAN KRISHNAN RESPONDENTS/STATE: 1 STATE OF
KERALA REPRESENTED BY PUBLIC PROSECUTOR, HIGH COURT OF
KERALA, PIN - 682031 2 KICHU @ AMBALAMUKKU KRISHNAKUMAR AGED
46 YEARS S/O JAYACHANDRAN, -:4:- PTP HOUSE NO 50, MUKUNTHA VIHAR
PTP NAGAR EAST, VATTIYOORKAVU VILLAGE, PIN - 695038

3 NARAYANAN KUTTY & VELLINARAYANAN AGED 40 YEARS S/O GOPAKUMAR TC 34/760 WATS ROAD, NEAR SANKUMUGHAM CHILDRENS PARK PETTAH, PIN - 695008 4 HARIPRASAD AGED 51 YEARS S/O BASKARAN NAIR REENA HOUSE OPP SAINT ROCH'S LPS VANCHIYOOR VILLAGE, PIN - 695035 5 MOTTA AJI @ AJIKUMAR AGED 50 YEARS S/O VIJAYAMANI TC 29/557 VATTAVILAKATH VEETIL PALKULANGARA WARD, PIN - 695024

6 CHUKRAN RANJITH @ RANJITH KUMAR AGED 45 YEARS S/O SREEDHARAN NAIR TC 29/1510 MADAVILAKATHU VEETIL, OLD POST OFFICE LANE, PALKULANGARA WARD PETTAH VILLAGE, PIN - 695024 7 KARATTE SURESH @ SURESH S/O SREENIVASAN TC 2/1692 THEKKEVILAKATHU VEETIL NEAR KULATHOOR STATION KADAVU GATE ATTIPRA VILLAGE, PIN - 995581 8 FIROZ @ KIROZ KHAN AGED 37 YEARS S/O ALIF, FLAT 8C BHAGEERA APARTMENT KANJIRAMPARA VETTOOR VILLAGE, PIN - 695030 -:5:- 9 VISHNU @ VISHNU VINOD AGED 40 YEARS S/O VINOD KUMAR VRA-A39 BHAVANI MANDIRAM OPP KHADI BOARD CANTEEN NEAR VANCHIYOOR COURT, PIN - 695035 10 SANKAR @ SANKARASUBRAMANIAM AGED 37 YEARS S/O PADMANABHAN VYSA-120 TC 23/639(1) SIVAGANGA VEEDU NEAR VLIYASALA MAHADEVI TEMPLE VALIYASALA WARD, THAICAUD VILLAGE, PIN - 695014 11 NAVEEN @ GODWIN DENNIS AGED 36 YEARS S/O DENNIS TC 34/1449 NEAR AIRPORT JUNCTION PETTAH VILLAGE, PIN - 69502 12 GOPALAN SURESH @ SURESH AGED 53 YEARS S/O GOPALAN PADINJARE VEETIL VAIKALATHU MURIYIL KULATHOOR KUNJALAMOODU ATTIPRA VILLAGE, PIN - 695583 13 KANNAN @ SURESH AGED 37 YEARS S/O MADHU TC 25/3216 LAKSHMI BHAVAN VANCHIYOOR MALLOOR R VANCHIYOOR VILLAGE, PIN - 695035 THIS OP (CRIMINAL) HAVING COME UP FOR ADMISSION ON 29.05.2024, ALONG WITH OP(CrI.).30/2024, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING: -:6:-

BECHU KURIAN THOMAS, J.

----- Dated this the 29th
day of May, 2024

JUDGMENT

The issue involved in these two original petitions relates to a claim for witness protection to those witnesses in S.C.No.100/2014 on the files of the Additional Sessions Court-IV, Thiruvananthapuram.

2. Pursuant to interim order dated 17.01.2024, it is submitted by the learned Public Prosecutor that protection was accorded to the witnesses. The said submission is recorded.

3. In view of the above, nothing further remains for consideration in

these original petitions. The questions raised for consideration in these petitions are kept open. These original petitions are closed. Sd/- BECHU KURIAN THOMAS JUDGE Jka/22.05.24. -:7:- APPENDIX OF OP(CRL.) 30/2024 PETITIONERS EXHIBITS Exhibit P1 A TRUE COPY OF THE SUMMONS DATED 24.11.2023 ISSUED BY THE ADDL. DISTRICT AND SESSIONS JUDGE- IV, THIRUVANANTHAPURAM TO THE PETITIONER Exhibit P2 A TRUE COPY OF THE PROCEEDINGS DATED 09.01.2024 IN S C NO. 100 OF 2014 ON THE FILES OF ADDL. DISTRICT AND SESSIONS JUDGE- IV, THIRUVANANTHAPURAM, AS UPDATED IN E COURTS WEBSITE Exhibit P3 A TRUE COPY OF THE COMPLAINT FILED BY THE PETITIONER BEFORE THE 4TH RESPONDENT Exhibit P4 A TRUE COPY OF THE APPLICATION DATED 10.01.2024

SooperKanoon - India's Premier Online Legal Search - sooperkanoon.com