

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR.JUSTICE V.G.ARUN

THURSDAY, THE 28TH DAY OF JANUARY 2021 / 8TH MAGHA, 1942

Cr1.MC.No.117 OF 2021(D)

CC 2388/2017 OF JUDICIAL MAGISTRATE OF FIRST CLASS,
IRINJALAKUDA

CRIME NO.660/2017 OF Varandarapilly Police Station,
Thrissur

PETITIONER/S:

GITSON
AGED 30 YEARS
S/O. THOMAS, POARATHUKARAN HOUSE, MANNAMPETTA
DESOM, MANNAMPETTA P.O., AMBALLORE VILLAGE,
MUKUNDAPURAM TALUK, THRISSUR DISTRICT, PIN-680
302.

BY ADV. SRI.N.L.BITTO

RESPONDENT/S:

THE STATE OF KERALA
REPRESENTED BY THE SUB INSPECTOR OF POLICE,
VARANTHARAPPILLY POLICE STATION REPRESENTED
THROUGH THE PUBLIC PROSECUTOR, HIGH COURT OF
KERALA AT ERNAKULAM-682 031.

OTHER PRESENT:

SR.PP.C.S.HRITHWIK

THIS CRIMINAL MISC. CASE HAVING COME UP FOR
ADMISSION ON 28.01.2021, THE COURT ON THE SAME DAY PASSED
THE FOLLOWING:

ORDER

Dated this the 28th day of January, 2021

Petitioner is the accused in Crime No.660 of 2017 registered at the Varandarapilly Police Station for the offence punishable under Section 27 of the NDPS Act, now pending as C.C.No.2388 of 2017 on the file of the Judicial First Class Magistrate Court-I, Irinjalakuda.

2. According to the prosecution, the petitioner along with 4 others were found smoking ganja. Five partly burned beedies were seized from the spot.

3. The petitioner is the Physical Education Teacher in an aided school and consequent to registration of the crime against him, has been placed under suspension. The petitioner therefore prays for expeditious disposal of the case.

4. In the report called for by this Court, the learned Magistrate has stated that from 18.12.2019 onwards, the case was repeatedly posted after recording plea of the accused, but in view of the lock down restrictions and the guidelines issued by the High Court, the case has to be adjourned on notification and the next posting is on 23.02.2021. That, on 18.12.2019, summons has been ordered to CW1. It is report that statements of only two witnesses have been produced with the final report filed. According to the learned Magistrate, two months time is required to dispose the case.

In view of the report and the urgency expressed by the petitioner, the Crl.M.C is disposed of directing the Judicial First Class Magistrate Court-I, Irinjalakkuda, to take earnest efforts to dispose C.C.No.2388 of 2017

within an outer limit of three months from the date of receipt of a copy of this order.

Sd/-

V.G.ARUN
JUDGE

Sc1/28.01.2021

APPENDIX

PETITIONER'S/S EXHIBITS:

EXHIBIT P1	THE TRUE COPY OF THE FIR IN CRIME NO.389/09 OF MALAYINKEEZHU POLICE STATION
EXHIBIT P2	THE TRUE COPY OF THE FINAL REPORT IN CC NO.117/10 SUBMITTED BEFORE THE HON'BLE JUDICIAL FIRST CLASS MAGISTRATE COURT-KATTAKKADA
EXHIBIT P3	TRUE COPY OF HTE 'B' DIARY PROCEEDINGS OF THE CC NO.117/10 IN CRIME NO.389/09 OF MALAYINKEEZHU POLICE STATION
EXHIBIT P4	TRUE COPY OF THE MEMO RECEIVED FROM THE KERALA STAT ELECTRICITY BOARD DATED 16/9/2019