



2025:KER:6580

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE DR. JUSTICE KAUSER EDAPPAGATH

TUESDAY, THE 28TH DAY OF JANUARY 2025 / 8TH MAGHA, 1946

WP(CRL.) NO. 87 OF 2023

PETITIONERS:

- 1 SOUMYA.V.S
AGED 33 YEARS
W/O SHAMEER. C. A, CHETTUKUDY HOUSE,
KOOMBANPARA, ANAVIRATTY, IDUKKI DISTRICT., PIN
- 685561
- 2 MUHAMMAD ANAS
AGED 31 YEARS
S/O YOUSAF NADUKKUDIYIL HOUSE, NERIYAMANGALAM.
P. O NERIYAMANGALAM, ERNAKULAM DISTRICT., PIN
- 686693
- 3 THAHA.K
AGED 31 YEARS
S/O HASSAN. K KUNNINMEL HOUSE, PULIYANAMKUNNU.
P.O CHALAVARA, PALAKKAD DISTRICT, PIN - 679505
- 4 MUHAMMED HASHIM.P
AGED 29 YEARS
S/O SIRAJUDEEN PALAKKAL HOUSE, PULIYANAMKUNNU.
P. OCHALAVARA, PALAKKAD DISTRICT, PIN - 679505
- 5 SHAMEER.K.M
AGED 34 YEARS
KAMMALAYIL HOUSE ADIMALY P. O, MUNNAMKALA
IDUKKI DISTRICT,, PIN - 685561

BY ADVS.
N.K.SHYJU
GIREESH PANKAJAKSHAN
ANANYA M.
VISHNU MOHAN



2025:KER:6580

RESPONDENTS:

- 1 STATE OF KERALA
REPRESENTED BY SECRETARY, HOME DEPARTMENT,
SECRETARIAT, THIRUVANANTHAPURAM, PIN - 695001
- 2 ENFORCEMENT DIRECTORATE
GOVERNMENT OF INDIA, MINISTRY OF FINANCE
CHOCHIN ZONAL OFFICE, KANCOS CASTLE, K.
SHESHEDRI ROAD, COCHIN, PIN - 682011
- 3 THE SUPERINTENDENT OF POLICE
OFFICE OF THE SUPERINTENDENT OF POLICE,
DISTRICT OFFICE, CIVIL STATION, KUYILIMALAI,
PAINAVU, IDUKKI DISTRICT., PIN - 685603
- 4 THE DEPUTY SUPERINTENDENT OF POLICE
MUVATTUPUZHA, ERNAKULAM., PIN - 686661
- 5 THE DEPUTY SUPERINTENDENT OF POLICE
MUNNAR, IDUKKI DISTRICT., PIN - 685612
- 6 THE MANAGING DIRECTOR
Q NET INDIA, QDOWN, G.17 3RD CROSS HRBR LAY OUT
1ST BLOCK, KALYANANAGAR, NEAR GANAPATHY
TEMPLE, BANGALORE., PIN - 560043
- 7 RASHID RAHMAN
NAMBAYATHETHI HOUSE, PUNNAYOOR. P. O,
VADAKKEKADU, KUNNAMKULAM, THRISSUR DISTRICT.,
PIN - 679562

*ADDL R8 THE STATION HOUSE OFFICER, PALARIVATTOM POLICE
STATION, PALARIVATTOM JUNCTION, KOCHI-25

*ADDL R8 IS SUO MOTU IMPEADED AS PER ORDER
DATED 28.1.2025 IN WPCRL 87/2023

SMT.SREEJA V., SR. PP

THIS WRIT PETITION (CRIMINAL) HAVING COME UP FOR
ADMISSION ON 28.01.2025, THE COURT ON THE SAME DAY
DELIVERED THE FOLLOWING:



JUDGMENT

The 2nd petitioner preferred Ext.P3 complaint before the 4th respondent alleging that they were cheated by a company called Q-net (Kochi division). Thereafter, the petitioners preferred Ext.P4 representation before the Home Minister to form a special team to investigate about the cheating and fraudulent acts of the company. The writ petition has been filed to give a direction to the 4th respondent to proceed with the investigation pertaining to Ext.P3 complaint.

2. I have heard both sides.

3. In Ext.P3 complaint it is stated that the Kochi Division of Q-net company is situated within the jurisdiction of Oonnukal Police Station. The learned Senior Public Prosecutor Smt. Sreeja V, on instructions, submits that the head office of the company is at Bangalore and the branch office is situated at Mamangalam within the jurisdiction of the Palarivattom Police Station. It is further submitted that the company has no branch office within the jurisdiction of the Oonnukal Police Station. The learned Prosecutor further submitted that since the branch office is



situated within the jurisdiction of the Palarivattom Police Station, the SHO, Oonnukal Police Station has directed the petitioners to prefer a complaint before the Palarivattom Police Station.

Hence, this writ petition is disposed of granting liberty to the petitioners to file a complaint before the Palarivattom Police Station. On receipt of the said complaint, the SHO, Palarivattom Police Station who has been suo motu impleaded as the additional 8th respondent is directed to take appropriate action in accordance with law.

Sd/-

DR. KAUSER EDAPPAGATH
JUDGE

kp



APPENDIX OF WP (CRL.) 87/2023

PETITIONER EXHIBITS

- | | |
|----------------------|---|
| Exhibit P1 | A TRUE COPY OF SUCH AN AFFIDAVIT
SWORN BY SALMAN. K. M, A CUSTOMER,
DATED ON 05.10.2021 |
| Exhibit P2 | A TRUE COPY OF THE CODE OF ETHICS,
SUPPLIED BY THE COMPANY TO A CUSTOMER
MR. SALMAN DATED ON 05.10.2021 |
| Exhibit P3 | A TRUE COPY OF THE COMPLAINT FILED BY
THE SECOND PETITIONER BEFORE THE 4TH
RESPONDENT ON 11.07.2022 |
| Exhibit P3(a) | A TRUE COPY OF THE ACKNOWLEDGEMENT
RECEIPT DATED 11.07.2022 ISSUED BY
THE DYSP OFFICE, MUVATTUPUZHA |
| Exhibit P4 | A TRUE COPY OF THE REPRESENTATION
DATED 10.08.2022 SUBMITTED BY THE
PETITIONERS BEFORE THE HOME
DEPARTMENT |
| Exhibit P5 | A TRUE PHOTOCOPY OF THE PRESS RELEASE
ISSUED BY THE DIRECTORATE OF
ENFORCEMENT DATED 18.01.2023 |