

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE ALEXANDER THOMAS

WEDNESDAY, THE 5TH DAY OF AUGUST 2015/14TH SRAVANA, 1937

Crl.MC.No. 5022 of 2015

**CRIME NO. 718/2015 OF AYIROOR POLICE STATION,
THIRUVANANTHAPURAM DISTRICT**

PETITIONER(S) :

**JAMES VARGHESE, AGED 53 YEARS,
S/O.VARGHESE, CHIRAMMEL HOUSE, AMBALAPUZHA,
ALAPPUZHA.**

**BY ADVS.SRI.SANTHEEP ANKARATH
SRI.ARUN MATHEW VADAKKAN**

RESPONDENT(S) :

- 1. STATE OF KERALA,
REPRESENTED BY ITS PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM,
REPRESENTING SUB INSPECTOR OF POLICE,
AYIROOR POLICE STATION, AYIROOR- 695 310,
THIRUVANANTHAPURAM DISTRICT.**
- 2. C.GOMATHY,
PARASAKTHI OIL MILL, E.P.NO.I/770,
AYIROOR P.O., VARKALA, THIRUVANANTHAPURAM DISTRICT,
PIN- 695 310.**

R1 BY PUBLIC PROSECUTOR SRI.R.GITHESH

**THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION
ON 05-08-2015, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:**

Msd.

APPENDIX

PETITIONER(S)' ANNEXURES :

- ANNEXURE A1:** TRUE COPY OF REGISTRATION CERTIFICATE OF THE PETITIONER'S VEHICLE ASHOK LEYLAND TANKER LORRY BEARING NO.KL-09-AE-1336.
- ANNEXURE A2:** TRUE COPY OF FIRST INFORMATION REPORT DATED 24.07.2015 IN CRIME NO.718/2015 OF AYIROOR POLICE STATION.
- ANNEXURE A3:** TRUE COPY OF PETITION DATED 27.07.2015 FILED BY THE PETITIONER BEFORE THE JUDICIAL FIRST CLASS MAGISTRATE'S COURT, VARKALA.
- ANNEXURE A4:** TRUE COPY OF CERTIFICATE DATED 27.07.2015 ISSUED BY ANALYST, GOVERNMENT ANALYST'S LABORATORY, THIRUVANANTHAPURAM.

RESPONDENT(S)' ANNEXURES :

NIL

//TRUE COPY//

P.A.TO JUDGE.

Msd.

ALEXANDER THOMAS, J.

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Crl.M.C.No.5022 of 2015

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Dated this the 5th day of August, 2015

ORDER

It is pointed out that Annexure- A3 Crl.M.P.No.6266 of 2015 in Crime No.718 of 2015 of Ayiroor Police Station is now pending consideration before the Judicial First Class Magistrate Court-I, Varkala, Thiruvananthapuram District and that the matter now stands posted to 11/08/2015. It is pointed out by the learned counsel for the petitioner that the seized lorry is even now fully loaded with oil and that all the tyres of vehicle will get depleted if the oil is not urgently unloaded. In these circumstances, there will be a order that the Judicial First Class Magistrate Court-I, Varkala will take up Annexure-A3 Criminal Miscellaneous Petition for consideration without any further delay preferably on the day or the next day on receipt of a certified copy of this order and pass necessary orders after hearing the petitioner through his counsel if any, and the learned Public Prosecutor appearing for the

Investigating Officer. A copy of the order that is passed by the learned Magistrate in compliance with this order shall be forwarded by him to the Registry of this Court.

With these observations and directions the Crl.M.C.stands finally disposed of.

Sd/- ALEXANDER THOMAS, JUDGE

MJL

Crl.M.C.No.5022 of 2015

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