

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE DEVAN RAMACHANDRAN

&

THE HONOURABLE MRS. JUSTICE M.B. SNEHALATHA

TUESDAY, THE 15TH DAY OF OCTOBER 2024 / 23RD ASWINA, 1946

WP (CRL.) NO. 1054 OF 2024

PETITIONER:

SARATH M.V
AGED 28 YEARS
S/O. SASEENDRAN K.V., KAPPADAN HOUSE, VAYAKKARA,
KAITHAPRAM P.O., SREEKANDAPURAM, KANNUR DISTRICT, PIN -
670631

BY ADVS.
LIJIN THAMBAN
POOJA KRISHNA
ANAGHA SURESH
AMRUTHA

RESPONDENTS:

- 1 THE DISTRICT POLICE CHIEF KOLLAM
S.P OFFICE, DISTRICT POLICE HEADQUARTER, KOLLAM RURAL,
KOTTARAKKARA, KOLLAM DISTRICT, PIN - 691506
- 2 THE STATION HOUSE OFFICER
KOLLAM EAST POLICE STATION, KARBALA, KOLLAM DISTRICT,
PIN - 691001
- 3 SREEKANDAN NAIR
POONTHOPPIL HOUSE, AISWARYA GARDEN, PUNALUR ROAD,
KOLLAM DISTRICT ., PIN - 691010
- 4 UDAYAKUMAR
KRISHNA BHAVAN, MANAKKAD, MANAKKAD P.O,
THIRUVANANTHAPURAM DISTRICT - MOB:7994116608., PIN -
695009

THIS WRIT PETITION (CRIMINAL) HAVING BEEN FINALLY HEARD ON
15.10.2024, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

JUDGMENTDEVAN RAMACHANDRAN, J.

This is a rather unusual and peculiar case where the petitioner alleges that a lady by name 'Smt.Anju Krishna A.S.' - whom he asserts he is romantically involved with - is detained by her uncles - respondents 3 and 4.

2. We say that the facts are peculiar because, when the police were asked to investigate into this, a report has been placed on record, wherein, they say that the sister of the alleged detainee, a lady by name "Jiji", made up the entire story, creating the character by name 'Smt.Anju Krishna A.S', as also respondents 3 and 4, in order to foster friendship with the petitioner. This is exacerbated because, when we considered this matter on 01.10.2024, the person aforementioned appeared, asserting to be the sister of



'Smt.Anju Krishna A.S' and told us that the latter is "scared" to come to this Court.

3. We thereupon requested the Secretary, Thiruvananthapuram District Legal Services Authority (TDLSA), to visit the house of the alleged detainee and file a report before this Court. The report, very interestingly says, that when the Secretary, TDLSA, contacted Smt.Jiji, she came to his office and conceded that she created the character by name 'Smt.Anju Krishna', as also respondents 3 and 4.

4. We certainly cannot approve the conduct of 'Jiji'; and in normal circumstances would have been fully justified in initiating apposite action against her. However, the learned counsel for the petitioner - Sri.lijin Thamban, submitted that his client does not wish to continue with this case, being aware of



2024:KER:77895

WP (CRL.) NO. 1054 OF 2024

4

the truth; and therefore, prayed that this matter be permitted to be withdrawn. He, however sought that all other available liberties to his client in law, be reserved to him.

In the afore circumstances, this writ petition is dismissed as having been withdrawn; with the afore requested liberty being reserved to the petitioner.

Sd/-
DEVAN RAMACHANDRAN
JUDGE

Sd/-
M.B. SNEHALATHA
JUDGE

SAS



2024:KER:77895

WP (CRL.) NO. 1054 OF 2024

5

APPENDIX OF WP (CRL.) 1054/2024

PETITIONER'S EXHIBITS

Exhibit P1	TRUE COPY OF THE AADHAAR CARD OF THE PETITIONER
Exhibit P2	TRUE COPY OF THE SCREENSHOT OF THE CALL DETAILS OF THE DETENUE AND PETITIONER FROM MOBILE NUMBER +91 8891525898
Exhibit P3	TRUE COPY OF THE SCREENSHOT OF WHATSAPP CHATS BETWEEN THE PETITIONER AND DETENUE