

IN THE HIGH COURT OF KERALA AT ERNAKULAM
PRESENT
THE HONOURABLE DR. JUSTICE A.K.JAYASANKARAN NAMBIAR
&
THE HONOURABLE MR. JUSTICE P.M.MANOJ
Monday, the 9th day of June 2025 / 19th Jyaishta, 1947
WP(C) NO. 32952 OF 2024

PETITIONER:

SUO MOTU, HIGH COURT OF KERALA, ERNAKULAM, PIN-682031

RESPONDENTS:

1. STATE OF KERALA, REPRESENTED BY THE SECRETARY, HOME DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM, PIN - 695001
2. DIRECTOR GENERAL OF POLICE, STATE POLICE HEADQUARTERS, VELLAYAMBALAM, THIRUVANANTHAPURAM, PIN-695010
3. STATION HOUSE OFFICER, PULINKUNNU POLICE STATION, MONCOMBU, THEKKEKKARA.P.O., CHAMPAKKULAM PANCHAYATH WARD-II, ALAPPUZHA DISTRICT, PIN-688503
4. THE KERALA HIGH COURT ADVOCATES ASSOCIATION, REPRESENTED BY ITS SECRETARY, HIGH COURT BUILDING, ERNAKULAM, PIN-682031
5. *ADDL.R5 SRI.S.GOPAKUMAR, S/O SUKHADEV, PANDAVATH HOUSE, THATHAMPALLY P.O., ALAPPUZHA (*ADDL.R5 IS SUO MOTU IMPEADED AS PER ORDER DATED 30/10/2024 IN WPC 32952/2024)
6. KERALA POLICE OFFICERS' ASSOCIATION – STATE COMMITTEE (SOUGHT TO BE IMPEADED) HAVING OFFICE AT MOUNTED CAMP, KANNETTUMUKKU, THYCAUD P.O., THIRUVANANTHAPURAM REPRESENTED BY ITS SECRETARY CR BIJU.

This petition again coming on for orders upon perusing the petition and the affidavit filed in support of WP(C) and this court's order dated 21.05.2025 and upon hearing the arguments of SUO MOTU for the petitioner, M/S PUBLIC PROSECUTOR, ADDL.DIRECTOR GENERAL OF PROSECUTION, ADDL. STATE PUBLIC PROSECUTOR, PUBLIC PROSECUTOR, for R1 to R3, SRI. ASHA TREESA JOSE, Advocate for R4 & M/S. MAHESH BHANU S., MUHAMMED ZAIN SHABEER P.P., Advocates for Addl.R5, M/S.AMITH KRISHNAN H, ANNA MARY MATHEW, P.DEVIKRISHNA Advocates for R6, the court passed the following:

**DR. A.K.JAYASANKARAN NAMBIAR
&
P.M.MANOJ, JJ.**

W.P(C). No.32952 of 2024

Dated this the 9th day of June, 2025

O R D E R

Dr. A.K.Jayasankaran Nambiar, J.

I.A.No.1 of 2025:

Heard Allowed.

The applicant shown in the I.A is impleaded as additional 6th respondent in the Writ Petition.

W.P(C). No.32952 of 2024:

A memo has been filed by the learned Senior Government Pleader producing a report dated 04.06.2025 as furnished by the State Police Chief pursuant to the directions issued by this Court on 01.04.2025. The said report deals with the suggestions that were made by the Kerala High Court Advocates' Association and the specific remarks of the State Police Chief in respect of those suggestions. The report also states that although the Kerala Bar Council was addressed in the matter and asked to furnish their suggestions with regard to steps that could be taken to ameliorate the conflict situation and improve the relationship between the members of the Bar and the Police Department, they have not furnished any suggestions till date.

On going through the report, we find that there is a considerable lack of clarity with regard to what constitutes "court premises" more so when some of the courts in the State function from buildings, portions of

:2:

WP(C). No.32952 of 2024

which are also used by commercial establishments for their functioning. With a view to dealing with such a situation and formulating a comprehensive guideline that will take into account the interests of all stakeholders such as the Police Personnel, the Advocates, and the Judicial Officers, we deem it appropriate to constitute a Committee comprising of the Advocate General of the State, the Director General of Prosecution, the President of the Kerala High Court Advocates' Association, and two Senior Advocates, namely, Sri. S.Sreekumar and Sri. Santhosh Mathew, for the purposes of reviewing the draft report submitted by the State Police Chief, and made available to us by the learned Senior Government Pleader, and suggesting measures that can be incorporated into a comprehensive guideline that will address issues touching upon the interactions between the Police Personnel and members of the legal profession in the circumstances indicated above.

Post this case on 24.06.2025 for the feedback of the aforesaid Committee. The Registry shall furnish copies of the pleadings in this *suo motu* Writ Petition to the learned Senior counsel.

Sd/-

DR. A.K.JAYASANKARAN NAMBIAR
JUDGE

Sd/-

P.M.MANOJ
JUDGE

mns

APPENDIX OF WP(C) 32952/2024

Exhibit P1	LETTER DATED 10/09/2024 FROM THE KERALA HIGH COURT ADVOCATES ASSOCIATION
Exhibit P2	ORDER DATED 10.09.2024 OF HONOURABLE DR.JUSTICE A.K.JAYASANKARAN NAMBIAR AND HONOURABLE MR. JUSTICE SYAM KUMAR V.M
Exhibit P3	ORDERS OF THE HONOURABLE THE ACTING CHIEF JUSTICE DATED 11/09/2024
ANNEXURE A	TRUE COPY OF WARRANT DATED 9.9.2024 ISSUED BY JFCM KODUNGALLUR
ANNEXURE B	TRUE COPY OF THE EMAIL DATED 9.9.2024
Exhibit R5(a)	The true copy of the Casualty OP Ticket of Taluk Hospital, Pulincunnu dated 09.09.2024
Exhibit R5(b)	The true copy of the complaint filed by me before the SHO Ramankary dated 10.09.2024
ANNEXURE R2 A	True Copy of Circular No.23/2015 dated 23.06.2015 issued by State Police Chief
ANNEXURE R2 B	True Copy of SOP Series 04 Chapter 5 issued by State Police Chief
ANNEXURE R2 C	True Copy GO (MS) No.202/2023/HOME dated 21.9.2023
ANNEXURE R2 A	The copies of the aforesaid communications send from PHQ dATED 6.5.2025
ANNEXURE R2 B	Circular No.C3-187299/2016/PHQ dated 1/11/2016
ANNEXURE R2 C	Circular No.23/2021/PHQ dATED 15/7/2021
ANNEXURE R2 D	Remarks furnished by the Police Assosiations
ANNEXURE R2 E	Replies received from DGPs of Punjab,Haryana and Goa
Exhibit R4(a)	A copy of the process warrant register issued under RTI dated 23-09-2024
Exhibit R4(b)	A true copy of the newspaper report published in Malayala Manorama daily dated 16-05-2025 in Thiruvananthapuram Edition