

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR.JUSTICE V.G.ARUN

Thursday, the 17th day of July 2025 / 26th Ashadha, 1947

CRL.MC NO. 6284 OF 2025

CMP 4322/2024 OF CHIEF JUDICIAL MAGISTRATE, ERNAKULAM

PETITIONER(S)/ACCUSED:

PINARAYI VIJAYAN, AGED 78 YEARS, CHIEF MINISTER, GOVERNMENT OF KERALA, GOVERNMENT SECRETARIAT, RESIDING AT CLIFF HOUSE, THIRUVANANTHAPURAM, PIN-695001

RESPONDENT(S)/COMPLAINANT:

1. STATE OF KERALA, REPRESENTED BY PUBLIC PROSECUTOR, HIGH COURT OF KERALA, PIN-682031
2. MUHAMMED SHIYAS PRESIDENT, DISTRICT CONGRESS COMMITTEE, DCC OFFICE, KPCC JUNCTION, ERNAKULAM, PIN-682011

This Criminal Misc. Case coming on for orders, upon persuing the petition and upon hearing the arguments of SRI. GILBERT GEORGE CORREYA, Advocate for the petitioner and of PUBLIC PROSECUTOR for R1, the court passed the following:



V.G.ARUN (J)

.....
Crl.MC No. 6284 of 2025

.....
Dated this the 17th day of July, 2025

ORDER

Admit.

2. Learned Public Prosecutor takes notice for the 1st respondent. Issue notice to the 2nd respondent through speed post.

Post on 14.10.2025.

Crl.M.Appl No. 1 of 2025

There appears to be prima facie substance in the contention of the learned Senior Counsel that the Chief Judicial Magistrate exceeded his jurisdiction by entertaining the complaint, the alleged incidents having taken place outside the territorial limits of that court. The contention that the contents of the speech does not



Crl.MC No. 6284 of 2025

2

attract the offence under Section 109 of the Indian Penal Code, is also liable to be considered.

Hence, there shall be an interim stay of further proceedings in CMP No.4322 of 2024 pending on the files of the Chief Judicial Magistrate Court, Ernakulam, for three months.

Sd/-**V.G.ARUN
JUDGE**

ARK

6284/2025

Annexure -I

TRUE COPY OF THE COMPLAINT FILED BY 2ND RESPONDENT

Annexure-II

**TRUE COPY OF THE ORDER IN C.M.P. NO.4322 OF 2024 DATED
03.07.2025**

