

**IN THE HIGH COURT OF KERALA AT ERNAKULAM
PRESENT
THE HONOURABLE DR. JUSTICE KAUSER EDAPPAGATH**

**Tuesday, the 19th day of April 2022 / 29th Chaithra, 1944
CRL.M.APPL.NO.6/2022 IN CRL.MC NO. 803 OF 2022**

PETITIONERS/RESPONDENTS:

- 1. STATE OF KERALA STATE OF KERALA REPRESENTED BY THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA, ERNAKULAM 682 031.**
- 2. THE INVESTIGATING OFFICER THE INVESTIGATING OFFICER IN CRIME NO.297/2017 OF NEDUMBASSERY POLICE STATION HAVING OFFICE AT POLICE CLUB, ALUVA 683 101.**

RESPONDENT/PETITIONER/ACCUSED NO.8:

- 1. GOPALAKRISHNAN ALIAS DILEEP AGED 54 YEARS PADMASAROVARAM, KOTTARAKADAVIL ROAD, ALUVA, ERNAKULAM DISTRICT 683 101., PIN - 683101 STATE OF KERALA STATE OF KERALA REPRESENTED BY THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA, ERNAKULAM 682 031.ERNAKULAM, PIN - 682031**

Application praying that in the circumstances stated therein the High Court be pleased to extend the time fixed in the order dated 08/03/2022 in Crl.M.c. 803/2022 to complete the further investigation now undertaken by the investigating agency, by another 3 months.

This Application coming on for admission upon perusing the application and upon hearing the arguments and the DIRECTOR GENERAL OF PROSECUTION(AG-10), SHRI.SAJJU.S., SENIOR G.P.(), ADVOCATE GENERAL OFFICE KERALA, SHRI.P.NARAYANAN, ADDL.PUBLIC PROSECUTOR(), for Petitioners (respondents in Crl.M.C.) and of M/s. THOMAS T.VARGHESE, PHILIP T.VARGHESE, SUJESH MENON V.B., V.T.LITHA, K.R.MONISHA, SHRUTHI SARA JACOB, NITYA R., B.RAMAN PILLAI (SR.), Advocates for the respondent (petitioner in Crl.M.C), the court passed the following:

DR. KAUSER EDAPPAGATH, J.

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Crl. M.A No.6 of 2022

in

Crl. M.C No.803 of 2022

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Dated this the 19th day of April, 2022

ORDER

This is an application filed to extend the time fixed in the order dated 8.03.2022 in Crl.M.C No.803 of 2022 to complete the further investigation by another three months.

2. I have heard the learned Director General of Prosecution and the learned Senior Counsel Sri. B. Raman Pillai appearing for the respondent No.1/Accused No.8.

3. The respondent No.1/Accused No.8 has filed a detailed objection.

4. This Court as per order dated 8.03.2022 specifically directed the Investigating Agency to complete the investigation and to file the final report not later than 15.04.2022.

5. The learned Director General of Prosecution submitted that the investigation is on the half way and three more months time is required to complete the investigation. The learned Senior

Counsel Sri. B. Raman Pillai strongly opposed the application. It is submitted that the application for extension of time is manifestly attended with *malafides* and an abuse of process of law. The extension sought for is intended to delay the disposal of the case and to harass the respondent No.1/Accused No.8, submitted the learned Senior Counsel.

5. Having heard the learned Director General of Prosecution as well as the learned Senior counsel for the petitioner, I am of the view that time can be extended till 30.05.2022. Ordered accordingly. The Investigating Agency shall complete the further investigation and file final report positively before the said date.

6. It is brought to the notice of this Court that the contents of the above said application filed before this Court as well as the documents produced, were leaked to the media. Hence, it is ordered that the contents of the applications or affidavit filed before the Court shall not be divulged or disclosed to anyone including media. All the materials collected by the Investigating Agency during the course of investigation shall be kept confidential and

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shall not be divulged or leaked to anyone, including media. The learned DGP shall ensure that these directions are honoured in its letter and spirit.

**Sd/-
DR. KAUSER EDAPPAGATH,
JUDGE**

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