

**IN THE SPECIAL COURT FOR THE TRIAL OF NIA CASES, ERNAKULAM**

**Present: Sri. P.K. Mohandas, Judge for NIA Cases**

Wednesday the 22<sup>nd</sup> day of May, 2024/1<sup>st</sup> Jaishta 1946

**Crl.M.P. No.220/2024**

**in**

**SC. 01/2020 NIA**

**(RC No.04/2019/NIA/KOC)**

**Petitioner**

Inspector of Police, Anti Terrorist Squad  
Police Station, Ernakulam.

By T.P Ramesh LLM  
Special Public Prosecutor  
Additional District and Sessions Court VII  
Special Court Under NIA Act, Ernakulam.

**Accused No. 4**

Vijith Vijayan @ Pachha @ Balu @  
Musafir @ Ajay, aged 27 years, S/o.  
Vijayan V.K., Chaithram House,  
Puzhamudi Post, Kalpetta, Wayanad  
District, Kerala.

**By Adv. Sri. Thushar Nirmal Sarathy**

This Criminal M.P coming on for hearing before me on 22.05.2024 and  
the Court on the same day passed the following:

**ORDER**

This is an application to examine/interrogate the 4<sup>th</sup> accused, who  
is in remand in connection with this case.

2. The petitioner is the investigating officer in Crime No.02/2023/ATS.

It is reported that the case was registered by the Anti-Terrorist Squad on the basis of a complaint regarding the missing of one Manoj from Trivandrum on 11.02.2023. During the investigation, it was revealed that Manoj, who was studying at Kozhikode Government Engineering College had a friendly relationship with Vijith Vijayan, who is currently lodged in High Security Prison, Viyyur, in connection with this case. Both of them were involved in the activities of the proscribed organization CPI (Maoist). The petitioner filed this application to interrogate Mr.Vijith Vijayan, who is undergoing detention as per the order of this court.

3. It is submitted that interrogation of Mr.Vijith Vijayan is necessary to find out the whereabouts of the missing person.

4. The learned Special Public Prosecutor on behalf of the petitioner submitted that interrogation of the above accused is highly necessary for further progress of the investigation of the case. The learned counsel for the accused opposed the application stating that the accused is in remand since 2019 and the missing was reported in 2013. He submits that interrogation of the the 4<sup>th</sup> accused is not required for the investigation of the case.

5. On going through the affidavit and hearing of the Public Prosecutor and the defence counsel, I am of the view that interrogation of Mr.Vijith Vijayan is necessary for the investigation of the case and

permission can be granted to interrogate him for the purpose of Crime No.02/2023/ATS.

In the result, the petition is allowed and the petitioner is permitted to interrogate the accused No.4, who are detained in jail in connection with this case, in the presence of the Superintendent of the High Security Prison, between 8.00 am and 6.00 pm on any day before 31-05-2024.

Dictated to the Confidential Asst., transcribed and typewritten by her, corrected and pronounced by me in open court on this the 22<sup>nd</sup> day of May, 2024.

Sd/-  
P. K. Mohandas  
Judge, Special Court for NIA Cases

**Appendix: Nil**

Id/-  
Judge, Special Court for NIA Cases  
(By Order)

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Sd/-  
Sheristadar