

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

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

Thursday the 2nd day of May, 2024/12th Vaisakha, 1946

Cri.M.P. No. 101/2024

in

SC No.02/2021/NIA

Petitioner/Accused No.5 : T.K. Rajeevan, S/o. Krishnan, Thottumkara House, Pookkode, Chandrasekhara Street, Koothuparamba, Kannur, Kerala.
(RP No. 88, High Security Prison, Viyyur).

By Adv. Sri. Thushar Nirmal Sarathy.

Respondent/ Complainant : Union of India represented by National Investigation Agency, Kochi.

**By Sri. Arjun Ambalappatta
(Senior Public Prosecutor, NIA) and
Sri. Sreenath.S (Public Prosecutor, NIA).**

This Criminal M.P coming on for hearing before me on 02.05.2024 and the Court on the same day passed the following:

ORDER

This is an application filed by the 5th accused, seeking permission to visit his wife, son and close relatives

2. The petitioner has been undergoing detention for three years. According to the petitioner, his wife hails from a tribal community. Since backwardness of tribal community and the financial insecurity, his wife and son

are living under stress. His son attended his 7th standard exams and will be studying in 8th standard next year. This stage of his son's life is crucial for character development. Given these circumstances, it is necessary to meet and have a conversation with his wife, son, and their close relatives living nearby them about this issue. Additionally, their brother passed away two months ago. Hence, he seeks escort parole to meet them at the house of his sister-in-law in Aavayal, within the jurisdiction of the Meenangadi Police Station.

3. I have heard the counsel for the petitioner and the Prosecutor.

4. The petitioner is undergoing detention for three years. Earlier on one occasion he was granted escort parole on a day in December 2022. The petitioner wants escort parole to meet his wife and son. There is no special occasion which warrants the presence of the petitioner at his residence. When the petition was taken up for hearing, the petitioner submitted that when his family members come to the jail to visit him, they are getting a very little time to interact, that too in the presence of the jail authorities. That is not a reason for granting escort parole. Considering the submission of the petitioner that he wants to meet his family members for some time, I am of the view that a direction can be given to the Superintendent of the jail to permit the family members to interact with the petitioner to the maximum possible time, as permitted by rules, in the

presence of the welfare officer or other officer, as per rules. The petition can be closed with that observation.

In the result, the petition is closed with the above observation.

Copy of the order shall be communicated to the petitioner.

Dictated to the Confidential Asst., transcribed and typewritten by her, corrected and pronounced by me in open court on this the 2nd 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)

//True copy//

Sd/-
Sheristadar.