

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

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

Monday the 18<sup>th</sup> day of March, 2025/27<sup>th</sup> Phalguna, 1946

**Crl.M.P. No.98/2025 & Crl.M.P. No.99/2025**

**in**

**SC.02/2021/NIA/KOC**

**Crl.M.P. No.98/2025**

**Petitioner/Accused Nos.5,  
13, 14 and 20**

1. T.K. Rajeevan **(A5)**, S/o. Krishnan, Thottumkara House, Pookkode, Chandrasekhara Street, Koothuparamba, Kannur, Kerala. (UT No. 06, HSP, Viyyur).
2. P. Thiruvengadam @ Chandu @ Chandru @ Manohar **(A13)**, Aged 30 years, S/o. Paneer Selvam, Door No. 14, Muruthuvampadi Village and post, Thiruvannamalai Taluk, Tamilnadu.
3. B.G. Krishnamurthy @ Vijay @ Babanna @ Bhaskar @ Kumara @ Vijay @ Gangadhara @ Gopal Rao **(A14)**, age 46 years, S/o. B.K. Gopal Rao, Nemmar Estate, near Bukkadibylu, Shringeri Taluk, Chikkamagaluru District, Karnataka. (RP No. 144, HSP, Viyyur).
- 4.

Aneesh Babu **(A20)**, S/o. Maniyarasu, No. 49, North Street, Ambikapuram, Melapalayam, Thirunelveli District – 627 005.(RP No. 810, HSP, Viyyur).

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

**Respondent/Complainant**

- 1 Union of India represented by National Investigation Agency, Kochi  
**By Sri. Ajith Kumar.S**  
**(Special Public Prosecutor, NIA) and**  
**Sri. Sreenath.S**  
**(Public Prosecutor, NIA).**
- 2 Superintendent of High Security Prison, Viyyur.

**Crl.M.P. No.99/2025**

**Petitioner/Accused Nos. 4 and 15**

1. Dr. Dinesh.D (**A4**), age 32 years, S/o. Dhanapalan, No. 1, Thulla Arumugam street, Puliyaikulam, Coimbatore– 641 045 (UT No. 124, HSP, Viyyur).
2. Deepak @ Korsu Ramlu (**A15**), S/o. Korsu Sannu, Mannikeli Village, Bijapur District, Chhattisgarh. (RP No. 837, HSP, Viyyur).

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

**Respondent/Complainant**

- 1 Union of India represented by National Investigation Agency, Kochi  
**By Sri. Ajith Kumar.S**  
**(Special Public Prosecutor, NIA) and**  
**Sri. Sreenath.S**  
**(Public Prosecutor, NIA).**
- 2 Superintendent of High Security Prison, Viyyur.

These petitions are coming on for hearing before me on 18.3.2025 and the Court on the same day passed the following:

**COMMON ORDER**

Crl.M.P. No. 98/2025 is filed by accused Nos. 5, 13, 14, and 20 and Crl.M.P. No. 99/2025 is filed by accused Nos. 4 and 18 in SC.2/2021,

complaining that they are being confined to their cells for 21 hours a day.

2. The petitioners have been undergoing detention in connection with this case at the High Security Prison, Viyyur as per the order of this court. It is alleged that until 4<sup>th</sup> November 2024, petitioners were permitted to remain unlocked in the prison from 6:30 am to 5:30 pm in compliance of Rules 225 and 238 of Kerala Prison and Correctional Services (Management) Rules, 2014. However, since 04.11.2024, the petitioners are being confined to their respective cells for 21 hours a day without any notice or reason. This court, as per order in Crl.M.P No.500/2024 in SC.01/2020/NIA, issued directions to the Superintendent to follow Rules 225 and 238 of the Kerala Prison Rules. However, the prison authorities have not complied with this order, insisting that a separate order is required for each remand prisoners. Therefore, the petitioners seek a direction from this court for the prison authorities to comply with the above said order.

3. When the matter came-up for consideration, I have heard the counsel for the accused and the Public Prosecutor.

4. This court has already considered similar complaints filed by other remand prisoners. Detailed orders have been issued on 14-02-2025 in Crl.M.P.474/2024 and other petitions regarding compliance of Rules 225, 229 and 238 of the Prisons and Correctional Institutions (Management) Rules in the case of "*Special Security Prisoners*". The petitioners being

accused in UAPA case, are special security prisoners and they are to be treated in par with similar remand prisoners. Hence the Superintendent of High Security Prison, Viyyur can be directed to follow the directions issued in that order in the case of the petitioners also.

Hence the petition is allowed. The Superintendent of High Security Prison, Viyyur shall follow the directions in the order dated 14.02.2025 in Crl.M.P. 474/2024 and connected petitions, in the case of the petitioners also. Copy of this order shall be communicated to the Superintendent of High Security Prison, Viyyur for compliance.

Dictated to the Confidential Asst., transcribed and typewritten by her, corrected and pronounced by me in open court on this the 18<sup>th</sup> day of March, 2025.

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.