

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

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

Tuesday the 8th day of April, 2025 /18th Chaithra, 1947.

Cri.M.P. No. 144/2025

In

SC No. 02/2021/NIA

Petitioner/Accused No. 11 : R. Raghavendran @ Murukesh @
Gautham (**A11**), age 32 years, S/o. K.
Rajan, No. 7/8, TNHB, Phase 1,
Sathuvachari, Vellore District, Tamil Nadu.

By Adv. Sri. Thushar Nirmal Sarathy.

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

**Represented by Sri. Arjun Ambalapatta
(Senior Public Prosecutor, NIA) and
Sri. Sreenath S (Public Prosecutor, NIA)**

This petition is coming on for hearing before me on 08.04.2025 and the Court on the same day passed the following:

ORDER

This is an application filed by the 11th accused in SC No.02/2021/NIA to permit him to attend the 1st semester examination of B.A. Philosophy.

2. According to the petitioner, he has been under detention in connection with the case involving alleged offences under various sections of the IPC, UAPA, and Arms Act for the last four years. With the permission of the

court, the petitioner enrolled for the UG program of Sree Narayana Guru Open University (SNGOU) for B.A. in Philosophy and registered under Application No. 20240132484. He now seeks permission from the court to attend the 1st semester examinations scheduled from 11.04.2025 to 17.05.2025, at the allotted examination centre: Sri. C. Achutha Menon Government College, Kuttanellur, Thrissur, which is located within the corporation limits of Thrissur. The petitioner seeks permission to appear for the said examination at the above mentioned centre.

3. Report was called for from the concerned Superintendent. The Superintendent of the Central Prison reported that the petitioner has not registered for the examination and hence there is no necessity of granting permission.

4. In view of the report of the Superintendent, the petitioner was directed to be produced online today and I have heard the Special Public Prosecutor and the petitioner. The petitioner shown copy of the application submitted to the University. The Superintendent was directed to send a copy of the same to this Court. The learned Public Prosecutor submitted that he has no serious objection in allowing the application.

5. The Superintendent of the Central Prison, Thrissur reported that the petitioner joined the B.A. Philosophy course under Sree Narayana Guru Open University (SNGOU) in November 2024. He was directed to get

permission from the court to attend exams at the centre outside the prison ie. Sri. C. Achutha Menon Government College, Kuttanellur, Thrissur. The prison is not an approved exam centre, escort would be required to send prisoners to outside centres. It is reported by the Superintendent that the petitioner may be granted permission to continue the course and appear for all semester exams, including the next opportunity to write the 1st semester exams in March/April 2026.

6. The petitioner wants to attend the 1st semester examination for continuing his B.A. Philosophy course. The report of the Superintendent and the submission of the petitioner are contradictory. From the materials placed before the court it is not clear whether the petitioner has registered for the examination scheduled to be commenced on 11.04.2025 as stated by the petitioner. The petitioner submitted that he has not received the admission ticket so far. If the petitioner has registered for examination he will get the admission ticket in due course. If he is entitled to appear for the examination, his right cannot be curtailed for the reason that escort is required for attending examination outside the prison. Considering the request of the petitioner, I am of the view that suitable directions are to be issued to the Superintendent.

Hence, the petition is allowed. The Superintendent of Central Prison, Viyyur is directed to ascertain whether the petitioner has registered for the 1st semester examination for B.A. Philosophy scheduled to be held from

11.4.2025 with the help of the Welfare Officer. If he has registered and an admission card is issued, the Superintendent shall make arrangements for his attendance of examination at Sri. C. Achutha Menon Government College, Kuttanellur, Thrissur, as requested by him. 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 8th day of April, 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