

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

Present: Sri. Anil.K. Bhaskar, Judge for NIA Cases

Monday the 8th day of August, 2022/ 17th Sravana, 1944

Cri.MP No.59 /2022

in

S C No.02/2021/NIA/KOC

Petitioner/Accused No.19:-

Iyyappan @ Hari @ Ravanan(A-19) , Age-32/2022, S/o. T.Ganesan, Door No. 1/300, New Door No. 1/268/3, East Street, Thammanaickenpatti, Viridhunagar Taluk and District, Tamil Nadu

By Adv. Thushar Nirmal Sarathy

Respondent/Complainant:-

Union of India represented by National Investigation Agency, Kochi

**By Adv. Arjun Ambalapaatta
Public Prosecutor, NIA,Kochi**

This Criminal M.P coming on for hearing before me on 08.08.2022 and the Court on the same day passed the following:-

ORDER

1. This petition is filed on behalf of under trial prisoner A19 Iyappan, for a direction to the Jail Superintendent, High Security Prison, Viyyur to provide proper and adequate medical aid to A19 and, also to call for a report regarding the present health condition of A19, from the Jail Superintendent.
2. Notice served to the Public Prosecutor (NIA).
3. A report was called for from the Jail Superintendent regarding the present health condition of the accused. Report from the Jail Superintendent received on 06.08.2022. Copy served to both sides. Jail Superintendent, High

Security Prison, Viyyur sought the permission of this court for the immediate transfer of A19 Iyappan to Central Prison, Viyyur wherein hospital ward facility is available.

4. In view of this suggestion, this petition taken up today for urgent hearing.

5. Medical report will reveal that A19 Iyappan is suffering from multiple ailments, like high blood pressure fluctuations, neurological and cardiological problems. It is in this situation, Jail Medical Officer certified that, A19 is to be immediately shifted from High Security Prison, Viyyur wherein hospital ward facility is not available, to Central Prison, Viyyur wherein this facility is very much available.

6. Jail Superintendent endorsed the view of the Medical officer and sought permission of this court to transfer A19 to Central Prison, Viyyur.

7. Learned prosecutor doesn't raised any objection to this suggestion especially since both jails are in the same compound, but reserved his comments regarding the actual medical condition of A19 Iyappan.

8. Learned defence counsel favour the suggestion made by the Jail Superintendent, and pointed out that the health condition of A19 is critical and at the earliest he is to be shifted to a prison wherein better facilities for medical aid is available.

9. It appears to me that, in order to provide proper medical aid and effective treatment to A19 who is suffering from multiple ailments, as rightly suggested by the Jail Superintendent, High Security Prison, Viyyur, A19 Iyappan is to be transferred to the Central Prison Viyyur at the earliest.

In the result, following orders passed.

- a) The Jail Superintendent, High Security Prison is given permission **to transfer** A19 Iyappan who is in the judicial custody of this court and presently detained in the High Security Prison, Viyyur, **to Central Prison Viyyur**, for providing better medical aid and effective treatment to A19 who is suffering from multiple ailments.
- b) Communicate the order to both the Jail Superintendents via email.
- c) Both Jail Superintendents shall file compliance report before this court.

Dictated to the Confidential Asst., transcribed and typewritten by her, corrected and pronounced by me in open court on this the 8th day of August, 2022.

Sd/-
Anil.K.Bhaskar
Judge, Spl. Court for NIA Cases

Appendix: Nil

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

//True Copy//

Sd/-
Sheristadar.