

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

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

Thursday the 7th day of March , 2024/17th Phalguna, 1945

Crl.M.P. No.577/2023 in SC No. 02/2023/NIA

(RC No.02/2022/NIA/KOC)

Petitioner/Accused No. 20 : Firoz @ Thambi, Age- 34/2023, S/o. Muthaleef, 13/574, Kammanthara, Kavilpad (Village /post), Puduppariyaram, Hemambika Nagar Police station, Palakkad District, Kerala.

By Adv. M/s. P.C Noushad, Muhammed Rifa and Wakarulislam K.S.

Complainant/Respondent : 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).**

This petition is coming on for hearing before me on 07.03.2024 and the Court on the same day passed the following:

ORDER

This is an application filed by 20th accused in SC 02/2023/NIA for shifting him from Central Prison, Thavanoor to High Security Prison, Viyyur.

2. According to the petitioner he belongs to Puthupariyaram in Palakkad district. He has aged parents at his house. In order to visit him, they have to travel more than 110 kms and if he is shifted to High Security Prison, they will be able to visit him occasionally.

3. The Superintendent of Central Prison, Thavanoor filed a report stating that he has no objection in shifting the petitioner to the High Security Prison, Viyyur.

4. The petitioner is produced online. I have heard the petitioner and the Special Public Prosecutor. The Public Prosecutor opposed the application.

5. The petitioner submitted that his parents are aged and they find it difficult to travel up to Thavanoor. According to him, they have to travel more than 110 Kms to reach Thavanoor. The Superintendent of Central Prison, Thavanoor has reported that the petitioner was shifted to the Central Prison, Thavanoor at the request of the Superintendent of District Jail, Palakkad as he was indisciplined in the jail. It is reported that the petitioner has no other case.

6. Considering the report of the Superintendent of the jail and submission of the petitioner that he has age old parents, I am of the view that the petition can be allowed and the petitioner can be permitted to be shifted to the High Security Prison, Viyyur, subject to the availability of space in that jail.

In the result, the petition is allowed and the petitioner is permitted to be shifted to the High Security Prison, Viyyur, subject to the availability of space. Communicate copy of the order to the petitioner through the Superintendent of Central Prison, Thavanoor.

Dictated to the Confidential Asst., transcribed and typewritten by her, corrected and pronounced by me in open court on this the 07th day of March, 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.