

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

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

Thursday the 9th day of January, 2025/19th Pousha, 1946

Crl.M.P. No. 496/2024 in SC No. 02/2023

Petitioner/Accused No. 45 : Akbar Ali (A45), Age-26/2023, S/o.Farooq, Behind Suraj Dry Fruits, Pezhumkara, Pallipuram PO, Palakkad District, Kerala., (4/319, Subaida Manzil, Sankuvarathode, Kalapathy, Palakkad District, Kerala)

Represented by Adv.

M/s. Abdul Latheef, Abdurahiman P.K 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 09.01.2025 and the Court on the same day passed the following:

ORDER

This application is filed to change the police station for reporting, to comply with the bail conditions.

2. The petitioner was arraigned as the 45th accused in this case. The Hon'ble High Court granted bail to the petitioner on imposing certain conditions, one of which is that he shall report to the SHO of the jurisdiction every fortnight. The petitioner has appeared and signed before the SHO of Town North Police Station, Palakkad without any fail.

3. According to him, he has been running a ready made shop

business at Kasargod under the jurisdiction of Chandra Police Station even before his arrest and his family resides in Kasargod. This information has already communicated to both the local police and the respondent. The petitioner faces significant hardship and financial loss due to the travel required to comply with the bail conditions. Therefore, he wants to change the police station for reporting and seeks permission to report to the Chandra Police Station instead of the Town North Police Station, Palakkad.

4. I have heard the counsel appearing for the petitioner and the Public Prosecutor.

5. The petitioner was granted bail by the Hon'ble High Court as per judgment dated 25-06-2024 in Crl.A. No.1441/2023. In the said judgment the Hon'ble Court directed that:

"The said appellants shall present themselves before the Special Court which shall enlarge them on bail on such conditions as the special court may deem necessary but which must contain the following conditions namely:

(a). The aforesaid appellants shall not leave the State of Kerala without the leave of the Special Court.

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(g). The aforesaid appellants, while on bail, shall report to the Station House Officer of the Police Station within whose jurisdiction they

shall reside, once every fortnight.”

6. As per the final report the petitioner is residing at 4/319, Subaida Manzil, Sankuvarathode, Kalpathy, Palakkad District. The judgment of the Hon'ble High Court shows that his address is shown as “Akbar Ali, S/o.Farooq, Pezhumkara, Pallippuram P.O., Palakkad District, which is his permanent address shown in the final report. In the present petition he has shown his address at Sankuvarathode, Palakkad. Though it is stated in the petition that he is conducting business at Kasargode and staying at Kasargode and the same is already informed to the respondent, no material is placed before this court to substantiate the same. He has not even mentioned his address at Kasargode in the petition. In the absence of materials to show that he is doing business and residing at Kasargode, this petition cannot be allowed.

Hence the petition is dismissed.

Dictated to the Confidential Asst., transcribed and typewritten by her, corrected and pronounced by me in open court on this the 09th day of January, 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.