

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

Present: Smt. Mini S Das, Judge for NIA Cases

Wednesday the 23rd day of August, 2023/1st Bhadra, 1945

Crl.M.P. No.394/2023

In

SC.02/2023/NIA

Complainant

: 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)**

Accused

: Popular Front of India & others

This petition is coming on for hearing before me on 23.08.2023 and the Court on the same day passed the following:

ORDER

1. This is an application filed by the National Investigation Agency seeking direction to the learned Chief Judicial Magistrate, Ernakulam for taking necessary steps to record the statement of witnesses.

2. Heard the learned Special Public Prosecutor.

3. It is contended that three witnesses revealed the true facts of the case incriminating the role of the accused including the proscribed organisation, Popular Front of India within their knowledge and expressed their willingness to give statement in court. The list of witnesses with their address details furnished in sealed cover. During investigation, the Magistrate shall have the power to record the statement of witnesses u/s 164 for which specific direction in that behalf does not appear to be necessary. The Investigating Officer is at liberty to approach the learned Chief Judicial Magistrate for getting the witnesses examined u/s 164. If any request is made by the Investigating Officer in that regard, the learned Chief

Judicial magistrate may record the statement of witnesses as provided u/s 164.

The petition is disposed of accordingly.

Issue free copy of this order to the learned Public Prosecutor.

Dictated to the Confidential Asst., transcribed and typewritten by her, corrected and pronounced by me in open court on this the 23rd day of August, 2023.

Appendix: Nil

Sd/-
Mini S Das
Judge, Spl. Court for NIA Cases

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

//True Copy//

Sd/-
Sheristadar