

IN THE COURT OF SESSIONS, PALAKKAD DIVISION
Present : Shri. D.Sudheer David, Additional Sessions Judge-II

Monday, the 1st day of June, 2026
11th day of Jyaishta, 1948 S.E

CRIMINAL MISCELLANEOUS PETITION No.05/2026
IN SESSIONS CASE No. 636/2019
In Crime No.452/2018 of Meenakshipuram Police Station.

Complainant:

State of Kerala, Rep. by the Station House Officer, (Chittur Police Station)
in charge of Meenakshipuram Police Station.

Vs.

Petitioner/ Accused :

Senthilkumar@Senthil, aged 42/2018, S/o Raman, Sandhamanayaklampatty,
Pannipatti, Dindigul, Tamilnadu.

This petition coming on for hearing today in the presence of the Special Public Prosecutor on behalf of the State and Shri.T.P.O.Akbar Ali, Advocate for the petitioner/accused and this court passed the following:-

ORDER

Heard. Accused sought for adjournment of the trial on the ground that his counsel is not well. Charge against accused was framed as early on 25.11.2019 and it could be scheduled for trial only on 01.10.2024 as it got adjourned for various reasons. On 01.10.2024 accused was absent and because of his continuous absence his bail bond was cancelled. Months after it was reported that accused was in Judicial custody in Tamil Nadu for another case. Production warrant was issued to Tamil Nadu Jail but he was not produced.

2. Subsequent on 05.08.2025 accused surrendered and new bail bond was executed and case was scheduled to 19.09.2025. On 18.09.2025 he sought for adjournment of the case on physical ground and it was allowed and rescheduled to 01.11.2025. On 01.11.2025 CWI was present and accused sought for adjournment

on medical ground. It was also allowed and rescheduled to 03.01.2026. On 17.12.2025 he got the case advanced and sought for removing the case from the schedule and it was allowed and rescheduled to 17.01.2026. On 17.01.2026 CW1 was absent and the case happened to be adjourned and rescheduled the case to 10.02.2026. On 10.02.2026 the trial got adjourned due to the want of time and rescheduled to 18.02.2026. On 18.02.2026 CWI was absent the case was rescheduled to 19.03.2026. On 17.03.2026 accused got the case advanced and sought for removing the case from scheduled and it was allowed and rescheduled to today (02.06.2026).

3. Today also he is seeking adjournment on the ground that his counsel is not well and that he wanted an adjournment for two months.

4. It can be seen from the above facts that the trial of this case got prolonged for various reasons mostly on the applications of the accused from 25.10.2024. It cannot be allowed to be delayed forever. It is necessary to start the trial of the case without adjourning further.

5. It is stated that his counsel is under treatment and wanted to undergo surgery on 04.06.2026 but no medical certificate is produced. It is not stated that it was all of a sudden his counsel fell ill. The accused was aware of the fact that his counsel has to take treatment and he will not be available for two months. He also aware of the fact that the trial of this case was adjourned from 01.10.2024 in which he got several adjournment. He could have arranged another counsel for conducting his case. He did not do it. Instead he waited till today the day fixed for trial and

seeking for adjournment on the ground of his counsels ailment. I cannot be said that it is not a tactics on his part to get the case adjourned again. It cannot be allowed. So this petition cannot be allowed accordingly this petition is dismissed.

Pronounced by me in the open court on this the 1st day of June, 2026.

Sd/-
Additional Sessions Judge - II

Typed by: Jiji.C.
Compared by: Aju Sherry
Copy ready on: 08.06.2026

**Fair/Copy of Order in
Crl.MP No. 05/2026 in
SC No. 636/2019
Dated: 01.06.2026**