

IN THE COURT OF SESSIONS, KALPETTA DIVISION

Present :- Sri.Biju.T., Special Judge, Mananthavady.

Saturday the 17th day of January, 2026
(The 27rd day of Pousha, 1947)

CRIMINAL MISCELLANEOUS PETITION No.2/2026
SC 210/2023

Sri.Sunny Paul C. , Advocate, Kalpetta.	:	Petitioner/ Counsel for the accused
State of Kerala represented by DySP, SMS Wayanad through Special Public Prosecutor, Mananthavady.	:	Respondent/State

This petition is coming on this day for hearing before me in the presence of Sri.Sunny Paul C., Counsel for the accused and Sri.Sraddhadaran M.G., Special Public Prosecutor for the Respondent /State and upon hearing and perusing the petition, the court passed the following:-

ORDER

This petition is filed by the counsel for the accused U/s.346 of the Bharatiya Nagarik Suraksha Sanhita.

2. The offences alleged against the petitioner/accused are U/ss. 376 of the Indian Penal Code, and 31(w)(i), 3(1)(w)(ii) and 3(2)(v) of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities)Act.

3. **The gist of the petition is as follows:-** The case is posted 24.01.2026 for the examination of CW24. The counsel for the

accused wants to attend the marriage ceremony of his brother's son at Kottayam on 24.01.2026. So, the counsel for the accused is not in a position to appear before the court to cross examine CW24. Hence, the examination of CW24 has to be adjourned to some other day. Otherwise, the accused will be put into irreparable loss and hardship.

4. Heard both sides.

5. The case is posted to 24.01.2026 for the examination of CW24. It is submitted that the learned counsel for the accused wants to attend the marriage function of his brother's son on 24.01.2026 at Kottayam. So, the counsel for the accused is not able to appear before the court to cross examine the witness. Hence, it is necessary to adjourned the examination of CW24. Otherwise, the accused will be put into irreparable loss and hardship.

Resultantly, the petition is allowed. The examination of CW24 is adjourned to 03.02.2026.

(Dictated to the Confidential Assistant, typed by her, corrected and pronounced by me in open court, this the 17th day of January, 2026).

SPECIAL JUDGE

Typed by: Manuel M.P.

Compared by: Meenakshy C.M.