

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR.JUSTICE V.G.ARUN

Thursday, the 7th day of August 2025 / 16th Sraavana, 1947

CRL.MC NO. 7075 OF 2025

CRIME NO.1075/2025 OF ERNAKULAM CENTRAL POLICE STATION, ERNAKULAM
PETITIONER/ACCUSED:

SHWETHA MENON, AGED 51 YEARS,W/O.SREEVALSAN MENON, 5F, ACE
NIMBUS,NIVYA NAGAR LFC ROAD, KALoor, ERNAKULAM, PIN - 682017

RESPONDENT(S)/RESPONDENTS/STATE & DEFACTO COMPLAINANT:

1. STATE OF KERALA, REPRESENTED BY PUBLIC PROSECUTOR, HIGH COURT OF KERALA, ERNAKULAM, PIN - 682031
2. MARTIN MENACHERRY, AGED 40 YEARS,S/O VARGHESE, GENERAL SECRETARY NEWS PAPER ASSOCIATION OF INDIA KERALA REGION, THOPPUMPADI ERNAKULAM, (ADDRESS AS SHOWN IN ANNEXURE-1 COMPLAINT), PIN - 682005

This Criminal Misc. case coming on for orders, upon persuing the petition and upon hearing the arguments of M/S.UNNI SEBASTIAN KAPPEN & M.REVIKRISHNAN, Advocates for the petitioner and of PUBLIC PROSECUTOR for R1, the court passed the following:



V.G.ARUN, J

Crl.M.C. No.7075 of 2025

Dated this the 7th day of August, 2025

ORDER

Admit. Issue notice to the 2nd respondent through speed post. Learned Public Prosecutor takes notice for the 1st respondent.

2. I find prima facie substance in the contention of the learned Counsel for the petitioner that before forwarding the complaint for investigation under Section 175(3) of BNSS, the requirements therein, of calling for a report from the police and making enquiry, ought to have been complied with. Considering the short duration between filing and forwarding of the complaint to the police, it appears that no such procedure was followed.

3. Registry shall call for a report from the Chief Judicial Magistrate Court, Ernakulam regarding the

procedure adopted before forwarding Annexure 1 complaint to the police for investigation.

Post on 23.09.2025.

Crl.M.A. No.1 of 2025

There shall be an interim stay of further proceedings in Crime No.1075 of 2025 registered at the Ernakulam Central Police Station till 23.09.2025.



**Sd/-
V.G.ARUN
JUDGE**