

THE COURT OF III ADDITIONAL SESSIONS JUDGE, THRISSUR

Present:

Sri. Anil. T.P, IV Addl. Sessions Judge, Thrissur

(In Charge of III Addl. Sessions Judge, Thrissur)

Thursday, the 7th day of May, 2026/17th Vaisakha 1948

Crl.M.P 2/2026 in SC 1455/2008

(Crime No.510/2003 of Mathilakam Police Station)

Petitioner :-

Aji @ Ajayan, Aged 41 Yrs., S/o Pankajakshan, Pandikasala
Parambil House, Koorikuzhi Desom, Kaipamangalam Village,
Kodungallur Taluk.

(By Adv. Jomy Joseph.C.)

Respondent:-

State of Kerala, Represented by SHO of Mathilakam
Police Station (Crime 510/2003) Rep by Public Prosecutor.

(Represented by Addl. Public Prosecutor)

This petition is coming on this day for hearing, the court passed
the following:-

ORDER

Petition filed u/s. 483 of BNSS for regular bail.

2. The petitioner is Accused No.6 in the above case wherein the offences alleged are u/s. 143,147,148, 341, 323, 326, 302 r/w. 149 IPC and Sec.27 of Arms Act.

3. The prosecution allegation is that on 19.12.2003 at 1:30 pm, A1 to A7 found themselves into an unlawful assembly in Chamakkala Beach Road armed with dangerous weapon and in prosecution of the common object of unlawful assembly they have committed murder of one Sreenath. Hence the accused are liable for the above said offences.

4. According to the petitioner, he has not committed any offences. He got a 9 year old daughter who was suffering from Autism. She requires both her parents. It is necessary to have the presence of petitioner with his minor child. Petitioner is ready to abide by any of the conditions imposed by the court. Hence this bail petition.

5. The prosecution opposed the bail application contending that this accused was absconding for all these years. Against A1, A3, A4 and A7 trial was completed and judgment was pronounced on 31.07.2024. A1 and A3 were found guilty for all the offences including offence u/s. 302 r/w. 149

IPC. A2 died and A5 was CCL. This petitioner was at abroad for all these years and after issuing lookout notice, he was taken in custody from Bangalore Airport on 13.08.2025. The bail applications filed by him were dismissed. The Hon'ble High Court also dismissed his Bail Application No. 1359/2026. If bail is granted to petitioner, the trial will get prolong and he will again abscond. Hence this petition may be dismissed.

7. Heard both sides.

8. The main ground stated in the bail application was that his child is a autism patient and child requires the presence of petitioner. In fact this petitioner was at abroad for about 15 years and the presence of him was not with child. The child was aged 9 years. That means petitioner was deliberately absconding during the trial as well as from the initial stage of the case from 2008 onwards. The allegation against this petitioner is very serious in nature. It is seen that as per judgment dated 31.07.2024, A1 and A3 were got convicted. There was suppression of material facts from the petitioner in the petition about the filing of bail application before the Hon'ble High Court and dismissal of that bail application on 26.03.2026. A copy of the order of the Hon'ble High Court was produced as per the direction of this court in view of the report filed by prosecution. The Hon'ble High Court also noted about the absconding nature of this petitioner. I find that if bail is granted to

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Dated: 07/05/2026

petitioner, he will again abscond which will prolong the trial against him.

In the result, petition is dismissed.

(Dictated to the Confidential Assistant, transcribed by her, corrected and pronounced by me in open court this the 7th day of May, 2026).

Sd/-

ANIL.T.P

IV ADDL. SESSIONS JUDGE, THRISSUR
(In Charge of III Addl. Sessions Judge, Thrissur)

APPENDIX – NIL

Sd/-

ANIL.T.P

IV ADDL. SESSIONS JUDGE, THRISSUR
(In Charge of III Addl. Sessions Judge, Thrissur)

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By Order

Sheristadar.