

**IN THE COURT OF JUDICIAL FIRST CLASS MAGISTRATE-II
NEYYATTINKARA**

Present: Sri.Vinod Babu M.U, Judicial First Class Magistrate-II,

Tuesday, 23rd January, 2024 / 3rd Magha, 1946

CP. No.60/2022

Complainant : The State of Kerala represented by the Excise Inspector, Excise Range Office, Amaravila in Amaravila Excise Range Crime No. 58/2021.
(By. Smt. Dr. Renjana. K.C, Assistant Public Prosecutor, Neyyattinkara)

Accused : Sreekumar, aged 37 yrs, S/o Raveendran, Sreenivas Veedu, Parassala Grama Panchayath No.XI/463©, Samudayapattu, Muriyankara desom, Parassala Village, Neyyattinkara Taluk.
(By. Sri. P.C. Prathap, Advocate)

Offence : Under sections 8(1) and 8(2) of Kerala Abkari Act I of 1077.

Sentence / Order : The case is committed to Hon'ble Sessions Court, Thiruvananthapuram, as provided under section 209(a) of the Code of Criminal Procedure, 1973.

This case coming on this day, the Court passed the following:-

ORDER

This case has been arisen from the final report filed by the Excise Inspector, Excise Range Office, Amaravila in Crime No.58/2021 against the accused who alleged to has committed the offences punishable under sections 8(1) and 8(2) of Kerala Abkari Act I of 1077.

2. **Prosecution case in brief is as follows:-** On 06.06.2021 at 11.30 a.m, the accused was found in possession of 12.00 litres of illicit arrack kept

in a white Can having the capacity of 10 litres and 100 litres of wash kept at his rented residence at Sreenivas Veedu, Parassala Grama Panchayath No.XI/463©, Samudayapattu, Muriyankara desom, Parassala Village, Neyyattinkara Taluk. The accused was kept the above articles with intent to sell it in violation of the provisions of Abkari Act and thereby committed the offences punishable under sections 8(1) and 8(2) of Kerala Abkari Act I of 1077.

3. On appearance of the accused, the copies of all relevant prosecution records were furnished to the accused and requirements under section 207 of the Code of Criminal Procedure, 1973 are complied with. The accused is on bail and is directed to appear before the Honourable Sessions Court as and when required.

4. On perusal of records, it is seen the the offences alleged against the accused is exclusively triable by Honourable Sessions Court and the case against him is to be committed to Honourable Sessions Court for trial as provided under section 209 (a) of the Code of Criminal Procedure, 1973.

5. The case records shall be forwarded to Hon'ble Sessions Court. The properties, if any produced shall be sent subject to Rule 77(2) of Criminal Rules of Practice, Kerala.

6. Notify the Public Prosecutor of the commitment of the case to the Court of Sessions under section 209(d) of the Code of Criminal Procedure, 1973.

7. The office is directed to keep certified copies of all relevant records before sending to the Hon'ble Court of Sessions.

(Dictated to the Confidential Assistant, transcribed and typed by her corrected and pronounced by me in open Court on this the 23rd day of January, 2024.)

Sd/-
Judicial First Class Magistrate-II,
Neyyattinkara.

//True Copy//