

IN THE COURT OF JUDICIAL MAGISTRATE – I AT KARAIKAL
PRESENT: Thiru. A. ABDHUL KANI, B.A., B.L.,
Judicial Magistrate – I
Karaikal.

Friday the 19th day of June 2026

C.C. No.221/2025
CNR No.PYKL07-001368-2025

State, rep. by
The Station House Officer,
Town Police Station,
Karaikal. (Crime No.90/2025)

... Complainant

Vs.

Karthikeyan @ Karthi (25/2025),
S/o Natarajan,
No.04, 5th Cross Street, Siva Sakthi Nagar,
Chidambaram, Cuddalore.

... Accused

1. Date of Offence	25.03.2025
2. Date of report of complaint	25.03.2025
3. Date of apprehension of Accused or appearance	30.09.2025
4. Date of release on bail	...
5. Date of filing of charge sheet	22.05.2025
6. Date of taken on file	08.09.2025
7. Date of commencement of Trial	30.09.2025
8. Date of completion of Trial	16.06.2026
9. Date of Sentence of order	19.06.2026

This case came up on **19.06.2026** for final hearing before me in the presence of Asst. Public Prosecutor Thiru. A.Easuraj, for the State and the accused is in judicial custody, being defended by Tmt. V. Vijayalakshmi, Assistant Defence Counsel, Legal Aid, Advocate for the accused, upon hearing both sides and upon perusing the case records, and having stood over for consideration till this day, this Court delivered the following:

JUDGMENT

1. Summary of the Prosecution case:

The Sub Inspector of Police, Town Police Station, Karaikal has laid a police report against the accused alleging that on 23.03.2025 at about 00.30 hrs, the accused had committed theft of one blue colour Yamaha R15 Motorcycle bearing Reg.No. PY 02 V 0488 worth about Rs.90,000/- belongs to the complainant, which was parked in front of the complainant's house No.26, 2nd Cross Street, P.K.Salai, Karaikal. Hence, the accused committed offence U/s 303 (2) BNS.

2. Appearance of the accused and furnishing of copies and charge framing:

On appearance of the accused, the free copies of documents are furnished to the accused u/s.230 BNSS. Sufficient time was granted to the accused and he denied the offence. Hence, charges were framed against him U/s 303 (2) BNS. The accused pleaded not guilty to the charges. On denial of the charge by the accused, the trial of the prosecution has been ordered.

3. Evidence of the prosecution:

a. In order to prove the charge against the accused, the prosecution has cited Ten witnesses and out of which examined LW1 Kaviyarasan as PW1, LW4 Kavitha as PW2 and additional witness Singaravelu as PW3 and Documents were marked as Ex.P1 to Ex.P5 and material object marked as PMO1 in support of its case and closed prosecution side evidence.

4. The Story of prosecution Case:

(i) On 23.03.2025 at about 00.30 hrs, the accused had committed theft of one blue colour Yamaha R15 Motorcycle bearing Reg.No. PY 02 V 0488 worth about Rs.90,000/- belongs to the complainant, which was parked in front of the complainant's house No.26, 2nd Cross Street, P.K.Salai, Karaikal.

(ii) Then on 25.03.2025, PW1/Kaviyarasan lodged a complaint before Town Police station, on receipt of it Rajendiran, SGSI of Police was incharge of Town police station, registered the First Information Report/Ex.P2 in Cr. No.90/2025 filed U/s 303 (2) BNS and took up the case for investigation. Then he went to the scene of occurrence and examined the witnesses Balamurugan, Madhavan, Kavitha and Sachin Kishore and recorded their statements. Then he prepared Crime Detail Form/Ex.P3 in the presence of Balamurugan and Madhavan. Then he seized the Motorcycle/PMO1 in the presence of Sanjeev maran and Alex. Then he obtained the CCTV Footage in the presence of

Sakthivel SGSI of Police and Sundarmoorthy. Then he handed over seized materials to the court through Form 95. Then on 09.01.2026, he arrested the accused and remanded him into judicial custody. Then after the completion of investigation, he filed final report against the accused before this court.

5. Procedure of Examination of the accused U/s 351(1)(b) BNSS :

After prosecution evidence closed the accused was examined u/s.351(1)(b) BNSS., on the basis of incriminating evidence given by prosecution witnesses. The accused denied the same as false and stated that he has no witnesses for his defence. Hence the defence side evidence was also closed.

6. Arguments advanced by the learned Public Prosecutor and Defence Counsel:-

a. The learned Public Prosecutor appearing on the side of the prosecution argued before the Court that from the evidence and documents produced on the side of the prosecution, the prosecution has established its case and hence the accused is liable to be punished.

7. THE POINT FOR CONSIDERATION :

“Whether the prosecution has proved the guilt of the accused alleged offence U/s 303 (2) BNS beyond reasonable doubt? If so, what would be the sentence?”

a. As per the prosecution case is that on 23.03.2025 at about 00.30 hrs, the accused had committed theft of one blue colour Yamaha R15

Motorcycle bearing Reg.No. PY 02 V 0488 worth about Rs.90,000/- belongs to the complainant, which was parked in front of the complainant's house No.26, 2nd Cross Street, P.K.Salai, Karaikal.

b. The prosecution examined Complainant Kaviyaran as PW1. He deposed in his chief examination that he is working as Electrician and he knew the accused person. On the night of 22.03.2025, he parked his two wheeler in front of his house, around 12.40 AM when his mother went outside and she noticed that the motor cycle was missing. The PW1 filed a complaint at the Town police station and the complaint marked as Ex.P1. He received an information from Town police station and he identified his vehicle. He filed petition in the court and claimed his vehicle. The vehicle marked as PMO1.

c. The prosecution examined Kavitha as PW2. She deposed in her chief examination that she is working in the Commune Panchayat. She know the accused person. The PW1 is her son. In the year 2025 at the month of March she went out side and noticed missing of her son's motor cycle. The PW1 searched everywhere and found his vehicle missing. The PW1 lodged a complaint before police station and the police enquired the PW2 and recorded her statement.

d. The prosecution examined Sigaravelu, SGASI of Police as PW3. He is the official witness. He spoke about the registration of

Complaint/Ex.P1, preparation of First information Report/Ex.P3 and Crime Detail Form/Ex.P4 and obtaining of CCTV Footage/Ex.P5. This court has given opportunity to the accused to cross of PW1 to PW3. But not effective cross by the Defence Counsel and not denied by the accused participate in the crime. During the examination of the accused for questioning U/s 351 (1) (b) BNSS. The accused said that "தெரியாமல் இந்த தவறை செய்துவிட்டேன் மன்னித்துவிடவும்" . Hence, the prosecution proved the case beyond reasonable doubt.

8. Determination of the case:

a. In view of forgoing discussion, the prosecution by the evidences. In view of forgoing discussion, the prosecution has proved the charge against accused U/s 303 (2) BNS alone beyond reasonable doubt by adducing clear, cogent and convincing evidence. Hence the accused is found guilty for offence U/s 303 (2) BNS and convicted in terms of U/s 271(2) of BNSS.

b. When the accused was questioned on the quantum of sentence to be imposed on him, he replied “ இந்த குற்றத்தை தெரியாமல் செய்து விட்டேன். வேறு எந்த வழக்குகளும் என் மீது இல்லை. எனவே, குறைந்தபட்ச தண்டனை வழங்குமாறு தாழ்மையுடன் தெரிவித்துக்கொள்கிறேன்.” Considering the nature of the case, age of the accused and economical condition of the accused, following sentence is imposed on the accused.

9. Conclusion of the Case:

In the result, the accused is found guilty of offence U/s 303 (2) BNS and thereby convicted the accused U/s 271 (2) of BNSS. The accused shall undergo the sentence of 161 days simple imprisonment and Fine of Rs.1000/-, in default of fine amount the accused shall undergone one week Simple Imprisonment. The period of detention already undergone by the accused from 09.01.2026 to 19.06.2026. That period shall be set off U/s 468 of BNSS.

10. Conclusion of Bail Bond:

The Bail bond furnished by the accused is ordered to be cancelled, after the expiry of period of appeal.

11. Determination of Case Property:

Case Property in C.P.No.130/2025, PMO1- Blue colour yamaha R15 Motor cycle already returned to its owner on proper identification in CrI.M.P.No.301/2025 dated on 08.08.2025, he shall retain it permanently.

Dictated to the stenographer, directly typed by her in the computer to my dictation, corrected and pronounced by me in the open court on this the 19th day of June 2026.

(A. ABDHUL KANI)
JUDICIAL MAGISTRATE – I
KARAIKAL

LIST OF PROSECUTION WITNESSES:

PW1 23.01.2026 Kaviyarasan

PW2 23.01.2026 Kavitha

PW3 02.06.2026 Singaravelu, S/o Sakarapani

LIST OF PROSECUTION EXHIBITS:

Ex.P1 25.03.2025 Complaint marked through PW1

Ex.P2 25.03.2025 First Information Report marked through PW3

Ex.P3 25.03.2025 Crime Detail form marked through PW3

Ex.P4 25.03.2025 Seizure Mahazar marked through PW3

Ex.P5 ... CD of CCTV Footage marked through PW3

LIST OF DEFENCE WITNESSES: NIL**LIST OF DEFENCE EXHIBITS: NIL****LIST OF MATERIAL OBJECTS:**

PMO1- Blue colour yamaha R15 Motor cycle

(A. ABDHUL KANI)
JUDICIAL MAGISTRATE – I
KARAIKAL

Note:

1. No witness was retained for more than three times.
2. Accused is in bail during the period of trial.
3. Result of the case intimated to the concerned police.