

IN THE COURT OF CHIEF JUDICIAL MAGISTRATE, ERNAKULAM
Present: Smt. Selmath R.M., Chief Judicial Magistrate.

Thursday the 26th day of March 2026.

Crl.M.P. 01/2026 IN CR. 472/2026

RPF, Aluva

Petitioner/ : Sujith Suresh, Aged 18/26, S/o. Suresh P.S., Poppully House,
Accused Puliyanam, Parakkadavu, Ernakulam.

(By Adv. Mariya Varghese)

Respondent/ : State-represented by the Sub Inspector, RPF, Aluva in Cr. 472//2026.
Complainant (By Railway Prosecutor, Sri. Niyas Salim)

Offence : U/S. 153 of Railway Act

This petition has come up for hearing on 25.03.2026 and today, I do adjudge and pass the following:

O R D E R

1. This is an application for bail filed on behalf of the accused, who is alleged to have committed the offence U/S. 153 of Railway Act.
2. The petition is filed by the Counsel for the accused in the above case. It is averred in the petition that the petitioner is innocent of the allegations levelled against him. He did not have any intention to cause harm to the train to endanger the safety of the passenger or obstruct the rolling train. Infact, the accused reached the place of occurrence with an intention to end his life due to the emotional distress aroused out of his love failure. While he was about to jump in front of the running train, a person passing by tried to push him away from jumping resulting in a struggle between them and in that scuffle, petitioner/accused had thrown a stone against that person and it fell on the passing train. That the petitioner had no malafide intention to endanger the safety of the passengers or obstruct the running train. He has no criminal antecedents. He is ready to abide by any conditions imposed by the Court. Hence the petition.

3. Respondent filed report opposing bail.
4. Heard both sides. Perused the records.
5. The points for consideration are:-
 1. Whether the petitioners/accused is entitled to be released on bail as prayed?
 2. What is the final order to be passed?
6. **Point Nos.1 and 2:** Both the points are considered together for brevity and convenience.

The prosecution allegation against the petitioner/ accused is that on 07.03.2026, accused with an intention of ending his life due to emotional distress arising out of personal issues and due to disturbed state of mind, picked up stones from the track between Aluva and Angamaly Railway Stations at KM No. 80/700-800 and threw them three times at the passing Train No. 20632(Vande Bharat Express) running on the adjacent line. The act of the accused caused damaged to the coaches of the said train and caused loss to the Railway. Thus the accused is alleged to have committed the offences punishable U/S. 153 of Railway Act.

7. The prosecution objection is that the accused if released on bail, there is every chance for him to influence the witnesses and tamper with evidence. Granting bail at this stage may send wrong message to the public. It is also contended that the act of the accused had adversely affected the reputation and safe functioning of Indian Railways.
8. Obviously, the offence alleged is serious in nature. But the prosecution has no case that the further detention of the accused is necessary for the purpose of investigation. So, considering the facts and circumstances of the case, period of custody, the age of the accused and reasons stated in the above petition, I am inclined to release the petitioner on bail, but subject to conditions. So, Point No.1

is found in favour of the petitioner.

In the result, the petition is allowed upon the following conditions:-

1. That the petitioner/Accused shall execute bail bond for Rs. 20,000/- each along with two solvent sureties for the like sum each.
2. That the petitioner/Accused shall shall appear before the Investigating Officer on all Saturdays between 3.00 pm and 5.00 pm for a period of two months or till the filing of the complaint, whichever is earlier.
3. That the petitioner/Accused shall shall not commit similar offences while on bail.
4. That the petitioner/Accused shall not influence witnesses or intimidate witnesses so as to dissuade them from disclosing true facts to the court or to the Investigating Officer.
5. That the petitioner/Accused shall shall not tamper with evidence.
6. That the petitioner/Accused shall shall not leave State of Kerala without obtaining permission from the court.

Dictated to the Confidential Assistant, transcribed and typed by her, corrected and pronounced by me in Open Court this on 26th March 2026.

Sd/-.

Chief Judicial Magistrate