

**IN THE COURT OF THE JUDICIAL FIRST CLASS MAGISTRATE
COURT, CHAVARA**

Present : Binu P, Civil Judge(Junior Division), Chavara

Dated this the 2nd day of June, 2026.

CMP No. 04/2026 in CC714/2026

Crime No.427 /2026 of Chavara Police Station.

Petitioner/Accused : Anil kumar @ Kochani, aged 46 years,
S/o Kumaran, Raju bhavanam veedu,
Chittoor muri, Panmana.

(By Adv.C.Sajeendrakumar)

Complainant : State – Represented by the SI of Police, Chavara
in crime no.427.2026.

(By A.P.P.Chavara)

Offence : Punishable u/ss. 126(2), 296(b), 115(2), 118(I),
351(2),238 of BNS.

Order : The bail application is allowed

This petition coming up for consideration on 02.06.26 and the Court on the same day passed the following:-

ORDER

This is the 2nd bail application filed under u/s 480 of BNSS by the accused in the above crime, seeking regular bail. Accused is alleged to have committed the offences under u/ss.126(2), 296(b), 115(2), 118(I), 351(2) 238 of BNS.

- 2) The prosecution case in brief is as follows : Due to the previous enmity, on the allegation that the defacto complainant was among the person who abused the accused on 17.04.2026 at the funeral home at Njaraveli mukku, Panmana, the accused with the intension and knowledge of abusing and causing bodily harm to the defacto complainant, on 17.04.2026 at about 9.30 pm, in front of a shop near Kottarathilkadavu, Chittoor muri, Panmama village, wrongfully restrained the defacto complainant and abused him in filthy language and thereafter struck him forcefully below the left side of his chest with a weapon and kicked him on his abdomen with his right leg causing pain and injuries and also criminally intimidated the defacto complainant and thereby committed the above said offence.

- 3) The petitioner was arrested and produced before this court on 17.05.2026 and he was remanded to judicial custody till 29.05.2026. Earlier bail application filed by the petitioner as cmp 02 /26 was dismissed by this court. It is in this backdrop, the present bail application came to be filed.
- 4) Heard both sides. The Learned APP has seriously opposed the bail application on the ground that the accused has criminal antecedence and the apprehension that if the accused is released on bail he may intimidate the witness and continue similar offences and pose threat to the life and safety of the defacto complainant and his family members and grant bail at this stage would send wrong message to society. Hence the bail application is liable to be dismissed.
- 5) The learned counsel for the petitioner submitted that the accused is innocent in this case. The matter is settled between the petitioner and the defacto complainant. For the purpose of quashing the case, BA No. 3853/2026 is pending before Hon'ble High Court of Kerala. Hence the petition may be allowed.
- 6) The defacto complainant appeared before this court and filed an affidavit stating that the dispute between petitioner and the defacto complainant settled and he is not intending to proceed with the case. He has no objection for granting bail.
- 7) In this case, the accused was arrested and produced before this Court on 17.05.2026. He is under judicial custody last 17 days. In this case final report is filed and the matter is taken on file as C.C. No. 714/2026. Considering the affidavit filed by the defacto complainant and the period of detention already undergone by the petitioner, this Court of the view that the petition can be allowed. Hence, the petition is granted by subject to the following conditions:
 - 1) Petitioner shall execute bond for Rs.20,000/- with 2 solvent sureties each for like sum.

- 2) The petitioner shall appear before investigation officer on every Friday between 10 am and 12 pm for a period of 2 months or until final Report is filed whichever is earlier.
- 3) The petitioner/accused shall not influence or intimidate the witnesses or shall not tamper with the evidence.
- 4) Petitioners/ accused shall not get involved in any crime while on bail.
- 5) If any of the conditions are violated, the bail granted hereby will be canceled.

In the result, the bail application is allowed.

(Dictated to the Confidential Assistant, typed by him, corrected and pronounced by me in open court, this the 2nd day of June, 2026.)

Sd/-
JUDICIAL FIRST CLASS MAGISTRATE.