

**IN THE SPECIAL COURT FOR TRIAL OF OFFENCES RELATING TO
ATROCITIES AGAINST WOMEN & CHILDREN INCLUDING PoCSO CASES
(ADDITIONAL SESSIONS COURT-I), ALAPPUZHA**

Present: Sri. P.N. Vinod, Special Judge/Addl. Sessions Judge-I

Tuesday the 26th day of May, 2026.

CRIMINAL MISCELLANEOUS PETITION No. 4/2026 IN S.C No. 455/2026

(Crime No. 36/2026 of Mannancherry Police Station)

Petitioner/Accused:- : AmirKhan, Aged 28 years,
S/o Allenavi, Kheda, Bawan.P.O, Hardoi,
Utar Pradesh, Pin-241001

(By Adv.K.T.Anishmon)

Complainant :- : State of Kerala represented by the Home
Secretary to the Govt. through the Station
House Officer, Mannacherry Police Station
through the Special Public Prosecutor,
Alappuzha.

(By Special Public Prosecutor)

This petition having been heard on 25-05-2026 and the court on 26-05-2026 passed the following:

ORDER

This is an application for bail filed by the accused in the above case under Sec. 483 of the Bharatiya Nagarik Suraksha Sanhita.

2. The above case has been registered alleging commission of offences punishable under Sections 63(vi), 64(2)(f), 65(1), 75, 137(2) & 142 of the Bharatiya Nyaya Sanhita, Sections 4(1) (2) r/w 3(a) & 6 r/w 5(l), 5(p) of the Protection of Children from Sexual Offences Act, 2012 and Section 75 of the Juvenile Justice (Care and Protection) Act.

3. The victim is a female child aged 14 years. The petitioner is described as the step-father of the victim. The victim along with her mother were residing within the State of Kerala. It is alleged that on 27.12.2025, the petitioner kidnapped the victim and took her to the State of Uttarpradesh and thereafter, repeatedly committed rape and penetrative sexual assault on the victim.

4. The petitioner has been under judicial custody from 31.01.2026 onwards.

5. I have heard the learned counsel for the petitioner and the learned Special Public Prosecutor.

6. I have gone through the Report filed by the by the prosecution.

7. This is the 2nd application for bail filed by the petitioner. The 1st application was dismissed as per the Order dated 04.03.2026.

8. It is seen that in the 1st application, notice was issued to the victim and she appeared along with her mother and sought for release of the petitioner. In the said situation, fresh notice was not issued to the victim.

9. At this stage, change of circumstance has been brought out. The record shows that investigation was completed and final report was laid. In the said situation, I am of the view that further detention of the petitioner under judicial custody is not required and conditional bail can be granted.

10. In the result, bail is granted to the petitioner subject to the following conditions :

(i) The petitioner will execute bond for ₹.25,000/- (Rupees twenty five thousand only) with two solvent sureties to the satisfaction of this Court.

(ii) The petitioner will not have any form of communication with the victim and will not influence and threaten the witnesses for the prosecution and will not get involved in any offence of similar nature, while on bail.

(iii) A copy of the Order will be communicated to the victim through her guardian.

(Dictated to the Confidential Assistant, transcribed and typed by him, corrected by me and pronounced in the open Court on this, the 26th day of May, 2026).

Sd/-

P.N. VINOD,
SPECIAL JUDGE.