

IN THE COURT OF THE JUDICIAL FIRST CLASS MAGISTRATE, RAMANKARY

Present:-Sri. Arun Kumar P, Judicial First Class Magistrate

Dated, this the 11th day of May, 2026.

CP.No. 05/2026

*Complainant : State represented by the Sub Inspector of Police, Ramankary
Police Station in crime no. 649/2025*

(By A.P.P Ramankary)

*Accused : Sanal S, S/o Kunjan Panikkan, 45 years, Pazhuthichira,
Kodupunna PO, Edathwa P/W1, Edathwa Village, Alappuza
(by Kishorkumar)*

*Offences : Uss. 126 (2), 351 (2) of Bharatiya Nyaya Sanhita, 77 of
Juvenile Justice (Care and Protection of Children, 2015 & 118
(i) of Kerala Police Act.*

*Order : The case against the accused is committed to Hon'ble Court of
Sessions, Alappuzha u/s. 362 of Bharatiya Nagarik Suraksha
Sanhita, 2023*

This case having been heard on today the court on the same day passed the following:-

ORDER

1. This is an order passed u/s. 362 of the Bharatiya Nagarik Suraksha Sanhita, 2023.
2. This case has arisen on a final report filed by the Sub Inspector of Police, Ramankary police Station against the accused persons alleging commission of offences punishable under section 126 (2), 351 (2) of Bharatiya Nyaya Sanhita, 77 of Juvenile Justice (Care and Protection of Children, 2015 & 118 (i) of Kerala Police Act.
3. **The prosecution case in brief is as follows:-** The accused with the intention to give alcohol and to intoxicate minors, had on 16/11/25 between 02:00 PM and 05:45 PM, took the 13-year-old son of the informant and his 13-year-old friend, the great-grandson of Shanthibhavan Rameshan, to a dilapidated house in the wooded area near Kidangara Thettalikkal motor shed. The accused forcibly made the children to consume alcohol, causing them to fall unconscious, and then fled from the place. Thereby the accused are alleged to

have committed the aforesaid offences.

4. Accused is on bail. On appearance of accused before the court, copies of all the relevant prosecution records were furnished to him. Section 230 of the Bharatiya Nagarik Suraksha Sanhita (BNSS), 2023.
5. As per the Juvenile Justice (Care and Protection of Children) Amendment Act, 2021 certain amendments are introduced into the Juvenile Justice (Care and Protection of Children) Act, 2015. As per the above mentioned amendment S.86 of the said act is amended and it's stated that all the offences under Juvenile Justice (Care and Protection of Children) Act, 2015 shall be triable by the Children's Court. Relevant portion from the above mentioned amendment is extracted below for easy reference:
“4. For section 86 of the principal Act, the following section shall be substituted, namely:-
86,(i) Where an offence under this Act is punishable with imprisonment for a term of more than seven years, then, such offence shall be cognizable and non-bailable.
(2) Where an offence under this Act is punishable with imprisonment for a term of three years and above, but not more than seven years, then, such offence shall be non-cognizable and non-bailable.
(3) Where an offence, under this Act is punishable with imprisonment for less than three years or with fine only, then, such offence shall be non-cognizable and bailable.
(4) Notwithstanding anything contained in the Code of Criminal Procedure, 1973 or the Commission for Protection of Child Rights Act, 2005 or the Protection of Children from Sexual Offences Act, 2012, offences under this Act shall be triable by the Children's Court.”
6. It is important to note that as per the notification issued by the Ministry of Women and Child Development dated, 31.08.2022 appointed 01.09.2022 as

the effective date. So the present case is to be committed to the Hon'ble District and Sessions Court, Alappuzha. .

7. In the result, the case is committed to Hon'ble District and Sessions Court, Alappuzha u/s. 362 of Bharatiya Nagarik Suraksha Sanhita, 2023 .

Dictated to the Confidential Assistant, transcribed and typed by her, corrected and pronounced by me in open court this the 11th day of May, 2026

sd/-

Judicial First Class Magistrate