

**IN THE COURT OF THE JUDICIAL FIRST CLASS MAGISTRATE –II,  
CHERTHALA**

Present: Smt. Aminakutty P M,  
JUDICIAL FIRST CLASS MAGISTRATE-II

Dated, this the 23 rd day of April, 2026.

**C.P. No.78 of 2025**

Complainant : State of Kerala represented by the Police  
Sub Inspector, Aroor Police Station, Cr.No.  
1141/2024  
(By Assistant Public Prosecutor, Cherthala -  
II).

vs

Accused : Sujith, aged 38/24,  
D/o Surendran,  
Kattayil Leksham Veedu, Aroor P O, Aroor  
P W 20.  
(By Adv. Sri. K J Sunny)

Offence : U/ss. 75(1)(ii), 75(1)(iv), 79, 296(b) of BNS.

Order : Case committed to Hon'ble Sessions Court,  
Alappuzha u/s. 232 of BNSS

This case coming on for hearing on this day and the court on the  
same day passed the following:

**ORDER**

This case was charge sheeted by the Police Sub Inspector, Aroor  
Police Station in crime No.1141 of 2024 for the offences punishable U/ss. 75(1)

(ii), 75(1)(iv), 79 & 296(b) of BNS.

2. Prosecution allegation, in brief , is as follows:- Due to prior animosity to CW1 and 3, On 26.10.2024 at 12 night, the accused came in an inebriated manner near the house of CW1, situating at Aroor Panchayath, Ward No 20, hurled abuses to CW1 and 2, raised his dhoty and exhibited his nudity and showed obscene gestures and thereby outraged the modesty of CW1 and 2 and thereby the accused is alleged to have committed the offences punishable U/ss. 75(1)(ii), 75(1)(iv), 79 & 296(b) of BNS .

3. Upon filing Final Report, summons issued to the accused. The case was mistakenly taken into file as CC 9/2025. On perusal of the records it was found that the offence u/s 75 BNS is triable exclusively by the Sessions Court . Hence the case was refiled as CP 78/25, The accused did not appear even after he was served with summons. Then he was arrested upon warrant on 11.03.2026 and remanded. Thereafter he was released on bail. Copies of the prosecution records were furnished to him. He was defended by the counsel appointed by him.

4. Since the offence u/s 75(1)(iv) of BNS alleged against the accused is exclusively triable by the Court of Session, the case is committed to

the Hon'ble Court of Sessions, Alappuzha u/s.232 of BNSS for trial.

5. Transmit the case records and properties if any, to the Hon'ble Sessions Court, Alappuzha. Accused is on bail. He is directed to appear before the Hon'ble Sessions Court, Alappuzha as and when required. Issue notice to the Public Prosecutor, Alappuzha regarding the factum of committal of the case.

Dictated to the Confidential Assistant transcribed and typed by her, corrected and pronounced by me in open Court this the 23<sup>rd</sup> day of April, 2026.

Sd/-  
Aminakutty. P.M.  
Judicial First Class Magistrate– II,  
Cherthala.

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Judicial First Class Magistrate– II,  
Cherthala.