

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

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

Dated, this the 17 th day of April, 2026.

**C.P. No. 13 of 2026**

Complainant : State of Kerala represented by the Police  
Sub Inspector, Poochakkal Police Station,  
Cr.No.633/2025  
(By Assistant Public Prosecutor, Cherthala -  
II).

vs

Accused : A1. Adarsh A, aged 22 ,  
S/o Ajimon,  
Koottachira House,  
Thykkattussery P O,  
Thykattussery PW-9, Poochakkal  
(By Adv. Sri. Abhilash C Soman)  
A2. Sujith, age-31, S/o Shaji,  
Kaniyamchira,  
Thykattussery PW-9, Manappuram P O,  
Poochakkal, Alapuzha.  
(By Adv. Sri. P S Suraraj)  
A3.Vinil N V, age-39, S/o Vijayan,  
Naluthaickal House, Manappuram P O,  
Thykattussery PW 5, Poochakkal , Alapuzha  
(By Adv. Sri. Abhilash C Soman)

Offence : U/s 61(2)(a), 126(2), 296(b),115(2), 118(1),  
118(2) 109(1) & 3(5) 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, Poochackal Police Station in crime No. 633 of 2025 for the offences punishable U/ss. 61(2)(a), 126(2), 296(b),115(2), 118(1), 118(2) 109(1) & 3(5) of BNS.

2. The prosecution allegation, in brief, is as follows:- Due to animosity towards CW1, an altercation arose between him and the accused. On 17.11.2025 at about 10:30 p.m., at Poochakal Thatchaparambu Residency Bar, when Cw1 was returning from the washroom, accused Nos. 1 and 2, in furtherance of their common intention, unlawfully restrained him and quarreled with him. Soon thereafter, accused No. 3 joined them. When Cw1 responded, accused No. 1 abused him using offensive words and pushed him to the ground. Accused No. 2 kicked him on his chest and abdomen, while accused No. 3 sat on his chest and assaulted him with fists on his face and shoulder. Subsequently,

accused No. 2 took a brick stone from nearby, threatened to kill Cw1 and struck him on the head, thereby causing grievous injury and fracture of the skull bone. Thus, the accused, in furtherance of their common intention, committed offences punishable under Sections 61(2)(a), 126(2), 296(b), 115(2), 118(1), 118(2), 109(1) & 3(5) of the Bharatiya Nyaya Sanhita, 2023.

3. The first accused was arrested and remanded on 29.11.2025. Later he was released on bail as per the order of the Hon'ble Sessions Court of Alappuzha in Crl. M.C. 633 of 2025 dated 17.12.2025, the Second accused was arrested and remanded on 19.11.2025. Later he was released on bail as per the order of the Hon'able Session Court, Alappuzha in Crl. M.C. 1542 of 2025 dated 31.12.2025 and the third accused was arrested and remanded on 29.11.2025. Later he was released on bail as per the order of the Hon'able Sessions Court, Alappuzha in Crl. M.C. 1477 of 2025 dated 08.12.2025 upon filing final report, summons issued to the accused, who entered appearance. They are represented by counsel appointed by them. Copies of the prosecution records were duly furnished to the accused.

4. On a perusal of records, it appear that the offence u/s 109 of BNS alleged against the accused is exclusively triable by the Court of Session. Hence, the case is committed to the Hon'ble Court of Session, 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 are on bail. They are 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 17<sup>th</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.