

IN THE COURT OF THE ADDL. SESSIONS JUDGE-I, MAVELIKARA

Present: Smt.V.G.Sreedevi, Addl. Sessions Judge-I

Saturday, the 17th day of January, 2026/27th Pousham, 1947

Crl.MP No.2816/2025 in SC 1254/2025

(Filed on:18.12.2025)

(Crime No. 1124/2018 on the file of the Vallikunnam Police Station)

Petitioner

: Ajesh P. Nair,, aged 34,

Accused

S/o Late Prabhakaran, Villakathu House,
Kaduvinal.P.O, Vallikunnam Village,
Mavelikara Taluk, Alappuzha.

(By Adv.Ajil V Rajan)

Counter Petitioner:
Respondent

State of Kerala -

Sub Inspector of Police,

Vallikunnam Police Station,

represented by the Addl.Public Prosecutor,
Mavelikara.

(By Adv. P.V.Santhosh Kumar,
Addl. Public Prosecutor, Mavelikara)

This petition have been finally heard on 16.01.2026 and the court on the 17.01.2026 passed the following.

ORDER

This petition is filed u/s.483 of BNSS, seeking regular bail.

2. In the petition, it is alleged that as per the prosecution allegation, on 18.10.2018 at about 07.30 p.m., at the residence of the accused, there was a quarrel between the accused and

the defacto complainant, and the defacto complainant sustained grievous injuries and subsequently succumbed to the injuries, thus, the accused has committed the offence punishable u/s.302 of IPC. In fact, the the petitioner is innocent. He has not committed the offence alleged against him. He is ready to abide the conditions which will be imposed by this Court while granting bail.

3. The learned Additional Public Prosecutor opposed the petition and filed objection contending that the accused has committed the offences alleged against him, and in case he is released on bail, there will be every chance of tampering with the evidence. It is reported by the Investigating Officer that the accused inflicted injuries on the right shoulder and vertex of his father, when the father questioned consuming of liquor by the accused and his friend in his residence. If he is released on bail, there will be every chance of him being absconded. Hence, the petition is only to be dismissed.

4. Heard the learned counsel for the petitioner as well as the learned Additional Public Prosecutor.

5. The only point that arises for consideration is:

Can the petitioner/accused be released on bail at this stage?

6. **The point:-** As per the charge-sheet, the offences alleged against the accused are u/ss.294(b), 324 and 308 of IPC. As per the prosecution case, the accused, under the influence of liquor, abused the defacto complainant who is his father and inflicted cut injury on his right shoulder with a chopper and when he ran away with fear, the accused chased him and again inflicted injury on the vertex of the defacto complainant.

7. The final report has already been filed. The accused was in custody from the date of his arrest. Later, he was released on bail by the learned Magistrate, but he had absconded. Hence, the case was transferred as L.P.17/2022. On 19.11.2025, he was arrested and produced before the learned Magistrate and since then he is in custody.

8. The offence is of the year 2018. Now, it is submitted by the learned counsel that the dispute was between the father and son and now, they are living peacefully and there is no dispute between them at present. Considering the period of custody, the accused/petitioner can be released on bail. Hence, I find this point in favour of the petitioner/ accused.

9. In the result,

This petition is allowed on the following conditions:-

1. The petitioner/accused shall be released on bail on executing a bond for ₹50,000/- with two solvent sureties each for the like sum to the satisfaction of this Court.
2. The petitioner shall appear before the Court on all the posting dates.
3. The petitioner shall appear before the Investigating officer as and when required.
4. The petitioner shall not leave the territorial jurisdiction of the Court of Session.
5. The petitioner shall not intimidate the witnesses or tamper with evidence.
6. The petitioner shall not involve in any offence during the currency of bail. If any such incident reported or came to the notice of this court, it will be a reason to cancel the bail hereby granted.

(Dictated to the Confidential Assistant transcribed and typed by her, corrected by me and pronounced in open court on this the 17th day of January, 2026).

Sd/-
V.G.Sreedevi
Additional Sessions Judge-I

Appendix:Nil

Id/-
Additional Sessions Judge-I