

IN THE COURT OF THE JUDICIAL FIRST CLASS MAGISTRATE-II, MAVELIKKARA.**Present: Anandhu.J.B, Judicial First Class Magistrate-II****Dated this the 31st day of March 2026****CC.682/2021**

Complainant : State represented by the S.I of Police,
Nooranadu P.S in Cr. No.118/2021
(By APP, JFCMC-II, Mavelikara)

DESCRIPTION OF ACCUSED

Sl. No	Name of police station and Cr.No.of the offence	Name	Father's name	Occupation	Residence	Age
1	Nooranad PS.Cr. 118/2021	Muhammad Ashik	S/o Asad		Ashik manzil, Adikattukulan gara muri, Palamel village	29

(By Adv. B.Pradeep)

Offence : U/ss.447, 341, 506(1) of IPC.
Plea : Not guilty
Finding : Not guilty
Sentence/order : Accused is found not guilty for the offenses u/ss.447, 506(i), 341 of IPC and is acquitted u/s.255(1)Cr.P.C.

Dates of:

Occurrence	Complaint	Appearance	Release on bail	Commitment	Commencement of trial	Commencement of evidence
5.2.2021	2.3.2021	6.10.2023	13.11.2023	-	8.8.2024	8.8.2024
Close of trial	Sentence or order	Service of copy of judgment or finding on accused	Explanation of delay	Period of detention undergone during investigation, inquiry or trial for the purpose of s.428 CrPC.		
31.03.2026	31.03.2026	-	No delay	-		

This case coming on this day for consideration, the court passed the following:-

J U D G M E N T

1. This is a case arose on a final report submitted by the Sub Inspector of Police, Nooranadu Police Station in Crime No.118/2021 alleging offences punishable u/ss.447, 506(i), 294(b) and 341 of IPC.

2. The prosecution case, in brief, is as follows: The accused, on 05.02.2021 at 6 P M., due to their enmity towards PW1, criminally trespassed into the shop of PW1 situated at Adikattukulangara junction, wrongfully restrained PW1 and criminally intimidated him. Hence, the offences.

3. On appearance of accused, he was granted bail. Copies of all relevant records were furnished to him. After hearing both sides, particulars of offences u/ss. 447, 506(i) and 341 of IPC were read over and explained to the accused to which he pleaded not guilty.

4. On the side of prosecution, PW1 to 3 were examined and Ext.P1 marked. Since the material witnesses turned hostile to the prosecution case, the examination of remaining witnesses were given up by the prosecution. As there is no incriminating evidence against the accused, examination u/s 313 (1)(b) of Cr.P.C is dispensed with.

5. Heard both sides.

6. The points that arise for consideration in this case are:-

1. Whether the accused, 05.02.2021 at 6 P M., criminally trespassed into

the shop room of PW1 situated at Adikattukulangara junction, as alleged?

2. Whether the accused on the above said date, time and place, wrongfully restrained PW1, as alleged ?

3. Whether the accused on the above said date, time and place, criminally intimidated PW1, as alleged ?

4. If so, what shall be the sentence or order?

7. **Point Nos.1 to 3:** For the sake of convenience these points are considered together.

PW1 was the informant. He admitted his signature in Ext.P1.PW1 stated that that the matter was settled between the parties, and he has no complaint against the accused. PW2 and PW3 are cited to prove the occurrence. Both of them stated that they did not know about the incident. From the evidence of PW1, it is clear that the matter between the parties was settled. All the material witnesses turned hostile to the prosecution.

8. On analyzing the evidence, it is seen that the material witnesses turned hostile to the prosecution. Since the material witnesses deposed against the prosecution case, learned APP gave up the rest of the witnesses from examination. They filed compromise petition. Therefore, there is no evidence before this court to find that, accused have committed the offences alleged against them. Hence, these points are found against the prosecution.

9. **Point No.4:** In view of the finding on points nos.1 to 3, this point does not arise for consideration.

In the result, accused is found not guilty of the offences u/ss.447, 506(i) and 341 of IPC and he is acquitted u/s 255(1) Cr.PC. His bail bond stands cancelled, and he is set at liberty.

Dictated to the Confidential Assistant, data entered by her, corrected and pronounced by me in open court on this the 31st day of March 2026

Judicial First Class Magistrate-II,
Mavelikara.

APPENDIX:

1. List of prosecution/Defence/Court witnesses

A. Prosecution witnesses.

PW1	Muhammad Sulfi	Informant
PW2	Shamsudheen	Occurrence witness
PW3	Noushad	Occurrence witness

B. Defence witness: Nil

C. Court witness: Nil

II. List of prosecution/Defence/ Court Exhibits

Prosecution exhibit:

1	Ext.P1/PW1	FIS
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B. Defence Exhibits: Nil

C. Court Exhibits:- Nil

D. Material Objects: Nil

Judicial First Class Magistrate-II,
Mavelikara.