

IN THE COURT OF THE JUDICIAL MAGISTRATE OF FIRST CLASS,
CHOTTANIKKARA

Present: Smt.Jinimol.P.J
Judicial First Class Magistrate
Chottanikkara

Friday, the 27th day of June, 2025
CMP No. 585 /2025

in
C.C.96/2025

Petitioners/Accused no.1 : 1. Ajith Ganeshan, Age:28/25,
and 2 S/o.Ganeshan, Ambalamedu,
Amrithakudeeram colony, Puthencruz
Village, now residing rented house of
Varghese, near Velloor church.

2. Akhil Ganeshan, Age:26/25,
S/o.Ganeshan, Ambalamedu,
Amrithakudeeram colony,
Puthencruz Village, now residing rented
house of Varghese, near Velloor church.

(By Adv.Arun Antony)

Respondent/Complainant : State of Kerala represented by the Sub
Inspector of Police, Ambalamedu Police
Station in crime number 54/2025.

(By Assistant Public Prosecutor)

Offence : U/s.331(4), 305(a), 324(5) and 3(5)of
Bharatiya Nyaya Sanhita, 2023.

ORDER

This bail application is filed by the accused no.1 and 2 in the aforesaid
case U/s.480 of Bharatiya Nagarik Suraksha Sanhita, 2023.

2. Prosecution case is that:- On 05.02.2025 at 11.00 p.m the accused No.1 to 3 infurtherance of their common intention criminally trespassed into Elegance Flat complex under the ownership of defacto complainant at Puthencruz, Veloor dishonestly took pipe fittings from bathroom of the flat and kept in a black bag with the intention to commit theft and put it aside. Moreover the accused committed theft of Bluestar company AC, Videocon company AC, one inch LED TV, one cooling fan, CD player of Philips company, four Orient Ceiling fans, two Kurlon single mattresses, one dining table, valuables from steal almirah, oven, vacuum cleaner, pressure cooker, Teapoy, some bathroom fittings worth Rs.4,50,000/-. Thus the accused are alleged to have committed offences punishable u/s. 331(4), 305(a), 324(5) and 3(5) of Bharatiya Nyaya Sanhita, 2023.

3. The accused were arrested and produced before the court on 06.02.2025. They were remanded to judicial custody.

4. Notice served to APP. SHO filed report stating that the accused are involved in several other crimes. If accused are released on bail there is chance for committing similar offence. There is chance for influencing and intimidating the witnesses. There is also possibility for absconding from trial.

5. Heard both sides.

6. The learned counsel for the accused submitted that accused are innocent and they are ready to abide by any condition imposed by this court. The accused are in judicial custody from 06.02.2025 onwards. The learned APP submitted that they are involved in a serious offence. They are also involved in several other crimes. If bail is granted to the accused, there is chance for intimidating and influencing the witnesses and for committing similar offence. Considering the facts and circumstance of the case, I am not

inclined to grant bail to the petitioners at this stage. Hence the bail application is dismissed.

In the result, the petition is dismissed.

(Dictated to the Confidential Assistant, typed by her in Office Computer, corrected and pronounced by me in the Open Court on this the 27th day of June, 2025)

Sd/-

Judicial First Class Magistrate
Chottanikkara

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