

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. 586 /2025

in
C.C.97/2025

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 55/2025.

(By Assistant Public Prosecutor)

Offence : U/s.296(b), 132, 351(1), 3(5) of
Bharatiya Nyaya Sanhita, 2023 and 3(2)
(e) of PDPP Act, 1984.

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:- The accused persons were detained in the police station cell in connection with the theft at Elegance Flat Complex near Dawn School, Velloor. During the period between 2.15 a.m and 3.45 a.m on 06.02.2025, the accused in furtherance of their common intention destroyed steel tap, wooden door of the toilet, the iron net on the iron door of the cell and wooden pieces on the iron net. The accused persons tried to attack the police officials who was on guard duty with the wooden pieces and obstructed his official duty at the police station. They also uttered obscene words to the police officials who was on guard duty, G.D duty and night duty and criminally intimidated them by saying that the accused persons would kill them if they are released. They also destroyed the table and LED monitor of the police station and caused a total loss for Rs.23,672/-. Thus the accused are alleged to have committed offences punishable u/s. 296(b), 132, 351(1), 3(5) of Bharatiya Nyaya Sanhita, 2023 and 3(2)(e) of PDPP Act, 1984.

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. They 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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