

IN THE COURT OF THE JUDICIAL MAGISTRATE OF THE FIRST CLASS-I,
PEERMADE

Present: - Sri. Karthik Sarangan, Judicial Magistrate of the First Class-I, Peermade
Monday, the 01st day of June, 2026 / 11th day of Jyaishta, 1948.

CC 226/2018

Complainant : State represented by the Sub Inspector of Police, Peermade
Police Station in Crime No.77/2018.

(By Sri. Unnikrishnan. V.V, APP-I, Peermade)

Accused A1 : Kaladharan (aged 53/2018), S/o Madhava Panicker,
Heliberiya Estate Layam, Vallakadavu Bhagam, Elappara
Village.

(By Adv. Saljan Varghese)

A2 : Sreepal (aged 23/2018), S/o Kaladharan, Heliberiya Estate
Layam, Vallakadavu Bhagam, Elappara Village.

(By Adv. Saneesh S S)

Offence : Punishable u/Ss.294(b), 323, 354, 506(i), 451 IPC.

Plea : Not guilty

Finding : Not guilty

Sentence or order : Accused are found not guilty of the offences punishable
u/Ss.294(b), 323, 324, 506(i), 34 IPC and are acquitted
under section 271(1) of the BNSS.

<u>Description of Accused</u>						
SI. No.	Name	Father's name/ Husband's name	Occupation	Residence	Age	Name of the Station
1.	Kaladharan	Madhava Panicker	Coolie	Elappara	53/2018	Peermade
2.	Sreepal	Kaladharan	-	Elappara	23/2018	Peermade

<u>Dates of</u>											
Occurrence	Complaint	Apprehension/ Appearance	Release on bail	Commitment	Commencement of trial	Commencement of evidence	Close of trial	Sentence or order	Service of copy of judgment or finding on accused	Period of detention for the purpose of S. 428 Cr.P.C.	Explanation of delay
01/02/18	05/02/18	A2 19/07/23 A1 28/01/25	A2 19/07/23 A1 28/01/25	-	A2 22/07/23 A1 24/03/25	24/03/25	01/06/26	01/06/26	01/06/26	-	No delay

This case having been finally heard on 06/05/2026 and the Court delivered the following on this day, the 01st day of June, 2026.

J U D G M E N T

This is a case instituted on a police report filed by the Sub Inspector of Police, Peermade Police Station in Crime No.77/2018, alleging that the accused has committed the offences punishable u/Ss.294(b), 323, 324, 506(i), 34 IPC.

2. The prosecution case in brief is as follows: -

On 01/02/2018, at 03:00 PM, at Elappara Village, with their common intension, the first accused threaten and while the CW2 questioned it, the first accused beaten him with a stick on the middle, back and face and while the defacto complainant create an obstruction, the second accused hold on her hair and she fell down causing injury and thereby committed the aforementioned offences.

3. On receipt of summons, the accused appeared before the Court. Copies of all relevant records furnished to them and after hearing both sides, charge framed against the aforesaid accused for the offences punishable u/Ss.294(b), 323, 324, 506(i), 34 IPC and charge so framed was read over and explained to them and the accused pleaded not guilty. Prosecution examined PW1 to PW3 and exhibit P1 marked. Since there exists no incriminating circumstances against the accused, they were not examined under section 351 (1) (b) of the BNSS. No defence evidence. Heard.

4. The following points arise for determination: -

1. Whether the accused has committed the offence punishable u/S.294(b) r/w 34 IPC, as alleged?
2. Whether the accused has committed the offence punishable u/S.323 r/w 34 IPC, as alleged?
3. Whether the accused has committed the offence punishable u/S.324 r/w 34 IPC, as alleged?
4. Whether the accused has committed the offence punishable u/S.506(i) r/w 34 IPC, as alleged?
5. In the event of conviction, what is the sentence to be awarded upon the convict?

5. Point Nos.1 and 4: -

PW1 deposed that the accused didn't injured her in the alleged incident. PW2 deposed that he didn't see the alleged incident. PW3 deposed that he didn't know about the alleged incident. PW1 to PW3 turned hostile to the prosecution and not supported the prosecution case. Since there is no evidence to prove the prosecution case, the learned APP had given up the remaining witnesses.

6. There is no evidence adduced by the prosecution to show that the accused are guilty of any of the offences alleged. Hence, the prosecution utterly failed to prove the charges against the accused beyond reasonable doubt.

7. Point No.5: -

In the result, I have no other option other than to acquit the accused. Accused are found not guilty of the offences punishable u/Ss.294(b), 323, 324, 506(i), 34 IPC and are acquitted under section 271(1) of the BNSS. Their bail bond stands cancelled and they are set at liberty.

Dictated to the Confidential Assistant, transcribed and typed by her, corrected by me and pronounced in the open Court on this day, the 01st day of June, 2026.

Sd/-

JUDICIAL MAGISTRATE OF THE FIRST CLASS-I, PEERMADE

APPENDIX

A - Prosecution Witness

Rank	Name	Whether eye-witness, police witness, expert witness, medical witness, other witness
PW1	Shiju	Eye Witness dated 24/03/2025
PW2	Muhammed Ali	Eye Witness dated 24/03/2025
PW3	Radhika	Eye Witness dated 06/05/2026

B - Defence Witness

Rank	Name	Whether eye-witness, police witness, expert witness, medical witness, other witness
		NIL

C - Court Witness

Rank	Name	Whether eye-witness, police witness, expert witness, medical witness, other witness
		NIL

List of Prosecution/Defence/Court Exhibits

A - Prosecution Exhibits

SI. No.	Exhibit No.	Description
1.	Exhibit P1/PW3	FIS dated 03/02/2018

B - Defence Exhibits

SI. No.	Exhibit No.	Description
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NIL

C - Court Exhibits***SI. No. Exhibit No.******Description***

NIL

D - Material Objects Marked***SI. No. Material Objects******Description***

NIL

Sd/-

JUDICIAL MAGISTRATE OF THE FIRST CLASS-I, PEERMADE

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