

IN THE COURT OF SESSIONS, KASARAGOD DIVISION

Present :Sri.Ramu Ramesh Chandra Bhanu, Additional Sessions Judge-II,Kasaragod

Friday, the 05th day of June, 2026

CRIMINAL M.P No.03 OF 2026 in SC No.317/2026

(Crime No.04/2026 of Kumbala Excise Range)

Between:-

Rahathjan, aged 55 years,
S/o. Navabjan,
R/at Sirsa Iniyatpur Desham,
Sirsa Iniyatpur Village,
Moradabad,Uttar Pradesh.

} Petitioner/Accused

And

State of Kerala,
Represented by Additional Public
Prosecutor, Kasaragod

} Respondent/Complainant

Petition filed by the petitioner/accused to lift the condition No.2 in CrI.MP No.02/2026 dated 26.02.2026 .

This petition presented on : 23.05.2026

This petition coming on this day for hearing before me in the presence of Sri.T.U Hasan Mirza, Advocate for the Petitioner; of Sri.Chandramohan.G, Additional Public Prosecutor-II for the Respondent (State); the Court passed the following:

ORDER

This petition is filed by the petitioner/accused to lift the condition No.2 in Criminal M.P.No.02/2026 dated 26.02.2026.

2. **Petition, in brief, is that:-** The petitioner was granted bail as per the Order of the Hon'ble Sessions Court, Kasaragod in Criminal M.P.No.02/2026 dated

26.02.2026. In the above bail order, there was a direction as Condition No. (2) that, “ *The petitioner shall report before the Investigating Officer on every Thursday and Saturday between 10 am and 1 pm until further orders*”. The petitioner would submit that he is running a saloon in Uppala Village and he is the only person to operate the said saloon. The saloon is the sole source of income and livelihood for the petitioner and his family. The petitioner is also the sole bread winner of his family. According to him, the said condition has seriously impeded his profession and thereby causing severe financial loss to him and his family. According to him, the investigation is over and the final report has been filed and cognizance has been taken.

3. The Station House Officer filed report opposing the application. The Learned Additional Public Prosecutor opposed the application and submitted that, if the application to lift the condition No.2 in the bail order is allowed there will be a chance to abstain from appearing before the court, abscond, commit further offence of the like nature, influence and intimidate the witnesses.

4. I heard both sides.

5. It is pertinent to note that the investigation is over and final report has already been filed and so no use or purpose will be served to direct the petitioner to appear before the Investigating Officer twice in a week as per the above condition.

Therefore, the above mentioned condition No.(2) can be lifted.

In the result, the petition is allowed and the 2nd condition in CrI.M.P.02/2026 dated 26.02.2026, extracted above stands lifted. Needless to say, the petitioner/accused shall scrupulously comply with the other conditions subject to which he was enlarged on bail.

(Dictated to the Confidential Assistant, typed by her, corrected and pronounced by me in open court, this the 5th day of June, 2026.

NPV/-

Sd/-
ADDITIONAL SESSIONS JUDGE-II,
KASARAGOD

//True Copy//

Typed and compared by : Jyothi.P

Copy of Order in
Crl. M.P.No.03/2026
in SC. No.317/2026
Dated: 05.06.2026