

**IN THE COURT OF JUDICIAL FIRST CLASS MAGISTRATE II ,
HOSDURG**

PRESENT:- SRI. FAYIZ.T
JUDICIAL FIRST CLASS MAGISTRATE II
HOSDURG

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On this the 5th day of June, 2026/ 15th Jyaishta, 1948

CALENDER CASE.No.654/23

Complainant	:	State represented by the Sub Inspector of Police, Bekal Police Station. Cr. No.67/11 (By Smt.Anjela Santhakumar, APP, Hosdurg)
Accused	1	Ranjith N, aged 26/11 years S/o Vellungan(L), Kanniyil House, Bevoor, Uduma Village, Kasaragod. (Rep. By learned Adv.Sumesh P V, Hosdurg)
Offence	:	U/s.143, 148, 147, 447, 427 r/w 149 of Indian Penal Code.
Plea of accused	:	Not guilty
Finding	:	Not guilty
Sentence or order	:	Acquitted u/s.248(1) Cr.P.C

TABULAR STATEMENT

1. **Sl. No.** : **CC No.654/23**
2. **Name of Police Station** : **SHO Bekal Police Station**
Crime No.67/11

DESCRIPTION OF ACCUSED

3.Name	4.Father's / Husband's Name	5.Occupation	6.Residence	7.Age
1.Ranjith N	S/o Vellungan(L)		Kanniyil House, Bevoori, Uduma Village, Kasaragod.	aged 26/11 years
8.Offence	29.01.2011			
9.Complaint	20.09.2011			
10.Appearance	25.04.2023			
11.Release on bail	25.04.2023			
12.Commitment	NA			
13.Com-mencement of trial	22.03.2024			
13(a).Com-mencement of evidence	02.06.2026			
14.Close of trial	02.06.2026			
15.Sentence or order	05.06.2026			

16.Service of Copy of Judgment or finding on accused	05.06.2026
17.Period of Detention during inquiry and trial	Nil
18.Explanation for delay	No delay

J U D G M E N T

1. This is a case based on the police report filed by the Sub Inspector of Police, Bekal Police Station, in Crime No.67/11, alleging commission of offences punishable under Sections 143, 147, 148, 427, 447 read with Section 149 of Indian Penal Code.

2. The prosecution case, in brief, as stated in the final report/charge sheet, is as follows: On 29.01.2011 at about 12:45 a.m., at Kizhakkekkara in Uduma Village, the accused, forming themselves into an unlawful assembly and armed with deadly weapons, committed rioting in prosecution of their common object. In the course of the same transaction, the accused criminally trespassed into the residential compound of CW1 and committed mischief by destroying the window panes of the house and the motor car parked in the car porch, thereby causing a loss of ₹25,000/-. Thus, the accused committed the offences alleged.

3. Upon receipt of the final report, cognizance was taken of the offences alleged, and the case was originally taken on file as C.C. No.

714/2011 against six accused persons. In that case, accused Nos. 1, 2 and 5 faced trial and were acquitted as per judgment dated 04.08.2015. As accused Nos. 3, 4 and 6 were absconding, the case against them was split up and refiled as C.C. No. 1514/2015. In C.C. No. 1514/2015, accused Nos. 1 and 3 therein faced trial and were acquitted as per judgment dated 03.02.2018. As accused No. 2 therein, who is the present accused, remained absconding, the case against him was split up and refiled as C.C. No. 132/2018. Thereafter, the case was transferred to the register of long pending cases and renumbered as L.P.C. No. 10/2019.

4. On the appearance of the accused, the case was refiled as the present case. Copies of the prosecution records were furnished to the accused in compliance with Section 207 of the Code of Criminal Procedure, 1973. The accused was thereafter released on bail.

5. After considering the police report and hearing both sides, this Court found sufficient grounds for presuming that the accused had committed the offences alleged. Accordingly, a formal charge under Sections 143, 147, 148, 427 and 447 read with Section 149 of Indian Penal Code was framed against the accused. The charge was read over and explained to him, to which he pleaded not guilty.

6. When the case was posted for evidence, PW1 was examined and Exts.P1 was marked. Since no incriminating evidence was brought out against the accused, his examination under Section 313(1)(b) of the Cr.P.C was dispensed with.

7. Heard the learned counsel for the accused and the learned Assistant Public Prosecutor.

8. The following points arise for consideration:

1. Whether the prosecution has proved that the accused committed the offences alleged?

2. If so, what is the appropriate order?

9. **Point Nos.1 and 2:** PW1, the de facto complainant, deposed that Ext.P1 is the complaint he had lodged before Bekal Police Station in the year 2011. He stated that the incident involved a group of persons pelting stones at his house. He stated that he does not now know who those persons were. He further deposed that the present accused was not among the persons who had pelted stones at the house. PW1 also stated that he had settled the matter with the accused through discussion and that he has no complaint against the accused now.

10. Since PW1 has not supported the prosecution case, the learned Assistant Public Prosecutor gave up the examination of the remaining witnesses. In the absence of any incriminating evidence against the accused, this Court finds that the prosecution has failed to establish the guilt of the accused beyond reasonable doubt.

11. In the result, the accused is found not guilty of the offences punishable under Sections 143, 147, 148, 427 and 447 read with Section 149 of Indian Penal Code, and he is acquitted under Section 248(1) of the Cr.P.C. The bail bond executed by the accused stands cancelled and he is set at liberty.

(Dictated to the confidential assistant, transcribed and typed by her, corrected and pronounced by me in open Court this the 5th day of June, 2026)

Sd/-
JUDICIAL FIRST CLASS MAGISTRATE-II
HOSDURG

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APPENDIX

Witnesses examined for the Prosecution

Prosecution	: Name of Witness	Description
	Witness No.	
PW1	: Yousuf K A(CW1)	Eye witness

Exhibits marked for the Prosecution

<u>Exhibit</u> <u>No.</u>	: <u>Date</u>	<u>Description of the</u> <u>Exhibit</u>	<u>Proved by/Attested by</u>
P1	: 02.06.2026	FIS	PW1

Witnesses examined for the defence : Nil

Exhibits marked for the defence : Nil

Material Objects marked : Nil

Sd/-

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