

**IN THE COURT OF THE JUDICIAL FIRST CLASS MAGISTRATE – I,
VATAKARA**

Present:- Smt. Ali Fathima.N.S.
Judicial First Class Magistrate –I, Vatakara

Dated this the 31st day of March, 2026

CP. No. 14/2026

Complainant	:	1.	State of Kerala represented by Sub Inspector of Police, Edachery Police Station in Crime No.68/22. (By Sri. Pramod.T.M , A.P.P., Grade-II)
Accused persons	:	1. 2.	Vishnukumar, S/o. Kumaran, Aged.20/22, Attamkalli Thazhekuni Veedu, Thottungal Peedika, Orkatteri post. Ajitha, W/o. Kumaran, Aged.48/22, Attamkalli Thazhekuni Veedu, Thottungal Peedika, Orkatteri post. (By Adv. Sanooj.A)
Offences	:		U/ss. 341, 323, 324, 427, 448 r/w 34 of IPC.
Order	:		Case against accused is committed to the Hon'ble Court of Sessions, Kozhikode u/S.232(a) of BNSS.

ORDER

This is a case arose on a final report submitted by the Sub Inspector, Edachery Police Station in Crime No.68/22 alleging commission of offences punishable U/ss. 341, 323, 324, 427, 448 r/w 34 of IPC.

2. The prosecution case in brief is as follows:- On 27.01.2022 at 11.30 hours, accused nos.1 and 2 allegedly trespassed into the vegetable shop of CW1, bearing No.872/XIV situated in Eramala Grama Panchayath in Vatakara Taluk. Thereafter, accused no.1 wrongfully restrained CW1, caught hold of his shirt collar and beat him

with a wooden rod, particularly on his right side shoulder and knee. Accused no.2 slapped on CW1's face. Further accused persons destroyed the vegetables kept in the shop and thereby committed mischief, causing loss of Rs.5000/- to CW1. The accused is thus alleged to have committed the alleging commission of offences punishable U/Ss.341, 323, 324, 427, 448 r/w 34 of IPC.

3. On receipt of final report, this Court has taken cognizance for the above offences and case was taken on file as CC.265/22. Pursuant to the summons issued accused persons appeared before Court and were enlarged on bail on bond of solvent sureties. Copies of all relevant prosecution records were furnished to them as per the mandate of Section 207 of Cr.P.C. Thereafter charge was framed for offences punishable under Section 341, 323, 324, 427, 448 r/w 34 of IPC read over and explained to the accused to which they pleaded not guilty. Thereafter, the case was posted for evidence.

4. During the trial, the learned counsel for the accused submitted that this case is the counter case to SC No.939/2022 (Crime No. 87/2022 of Edachery Police Station), pending before the Hon'ble Principal Sessions Court, Kozhikode, and that this case is to be tried along with that case. The Learned Assistant Public Prosecutor submitted before court that a counter case is pending before Hon'ble Sessions court and hence in the interest of justice, the case has to be committed. Accordingly, the case is converted to the CP register for initiating committal proceedings against the accused under Section 323 Cr.P.C and case is converted and renumbered as CP. 14/2026.

5. In the aforesaid circumstance, the case is committed to the Hon'ble Sessions Court, Kozhikode U/S.232(a) of BNSS.

6. The records shall be forwarded to the Hon'ble Sessions Court, Kozhikode forthwith.

7. Property if any, will be submitted to Hon'ble Court on getting intimation.

8. Notify the learned Public Prosecutor, Kozhikode regarding the committal of the above case to the Hon'ble Sessions Court, Kozhikode.

(Dictated to the Confidential Assistant typed by her, corrected and pronounced by me in the open Court on this the 31st day of March, 2026)

sd/-

Judicial First Class Magistrate –I,
Vatakara

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Judicial First Class Magistrate –I,
Vatakara