

**IN THE COURT OF JUDICIAL FIRST CLASS MAGISTRATE I,
THAMARASSERY**

Present: Sri. Fayiz.T, Judicial First Class Magistrate

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Dated this the 20th day of April, 2026

CP: 06/2026

State represented by the Sub Inspector
of Police, Thamarassery Police Station
Thamarassery, Cr.583/2025.

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Complainant

(By Sri. Geoffrey George Joseph,
AP Sr.Gr., Thamarassery)

Shanavas. P, S/o Usman, Aged 42/2025,
Puthiyandy H.O, Kakkavayal, Kakkad P.O,
Thamarassery P.S., Kozhikode.

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Accused

Offences

:

U/ss. 74,75(1)(i)r/w75(2),79
of BNS and 194A MV Act.

ORDER

1. This case has been instituted on the police report filed by the Sub Inspector of Police, Thamarassery Police Station, in Crime No.583/2025, alleging commission of offences punishable under Sections 74, 75(1)(i) read with 75(2), and 79 of the Bharatiya Nyaya Sanhita, and Section 194A of the Motor Vehicles Act.

2. The prosecution's case in brief, as stated in the police report/charge sheet, is as follows: On 11.06.2025 at about 7:00 p.m., CW1 and her son were travelling in an auto-rickshaw bearing registration No. KL-57-Y-4180 driven by the accused, along with a load of firewood, through Kakkavayal. During the journey, the accused engaged CW1 in conversation with sexual overtones and committed

sexual assault upon her, thereby outraging her modesty. Thus, the accused committed the aforesaid offences.

3. Upon receipt of the police report, cognizance was taken of the offences alleged. The case was taken on file as C.P. No. 6/2026. On the appearance of the accused, copies of the prosecution records were furnished to him in compliance with Section 230 of the Bharatiya Nagarik Suraksha Sanhita. The accused is on bail.

4. Heard the learned Assistant Public Prosecutor and the learned counsel for the accused. Perused the prosecution records. Since the offence punishable under Section 75(1)(i) read with 75(2) of the BNS is exclusively triable by the Hon'ble Sessions Court, the case is liable to be committed for trial. Accordingly, the following orders are passed:

1. The case is committed to the Hon'ble Sessions Court u/s.232 of the BNSS.
2. Send to the Hon'ble Sessions Court the record of the case and the documents and articles, if any, which are to be produced in evidence.
3. Notify the Public Prosecutor of the commitment of the case.
4. The accused is directed to appear before the Hon'ble Sessions Court as and when directed.

Dated this the 20th day of April, 2026.

Judicial First Class Magistrate-I,
Thamarassery.