

**IN THE COURT OF THE JUDICIAL FIRST CLASS MAGISTRATE  
KOYILANDY**

Present: Sri. Ajikrishnan S, Judicial First Class Magistrate  
Monday, the 16<sup>th</sup> day of March 2026

**CMP No.02/2026 in CC No. 820/2018**  
**(Crime No.208/2015 of Koyilandy Police Station)**

Petitioner/Accused : Jijesh @ Muthu, S/o Chathukkutty,  
aged 30/15, Pallipparambil (H),  
Near Cheenam valli mosque, Koyilandy.  
[By Adv. Praveen V P]

Respondent : State:- Rep. by Sub Inspector of Police,  
Koyilandy Police Station.  
[By Sri. Latheesh M,  
Asst. Public Prosecutor Gr-I, Koyilandy]

Order : The bail application is dismissed.

**O R D E R**

1. This is an application for bail filed by the petitioner / accused in the above case under S. 480 of the Bharatiya Nagarik Suraksha Sanhita, 2023.
2. The prosecution case, in brief, is that at 11.00 am on 14.03.2015, in the house bearing No. 36/332 of Koyilandy Municipality, the accused wrongfully restrained CW1, voluntarily caused hurt to CW1 and her minor son and outraged the modesty of CW1 by tearing her maxi. Hence, the accused is alleged to have committed the offences punishable under SS. 341, 323, 354 IPC and S, 23 of the Juvenile Justice (Care and Protection of Children) Act 2000.
3. The petitioner/accused was arrested and produced before this court on 03.03.2026 and he was remanded to judicial custody.
4. A report was called for and the prosecution filed report opposing the bail application.
5. The learned counsel for the petitioner submitted that the petitioner could not appear before the court due to his nature of a work as a driver. The petitioner is innocent and he is ready to co-operate with the trial of the case.

6. The learned APP seriously opposed the application and submitted that the petitioner had absconded several times in this case and no progress could be made in the trial of the case due to the same. If the petitioner is released on bail, he may abscond again and unlikely to appear before the court for trial. Hence, the bail application may be dismissed.

7. I have perused the relevant records. The case is of the year 2018. The crime was registered in the year 2015. As the petitioner had been absconding, the case was transferred to the register of long pending case earlier.

8. On perusal of the records it can be seen that the petitioner was granted bail on 14.11.2018. Subsequently, the petitioner did not appear before the court, and non-bailable warrants were issued against him. On 26.05.2022, the petitioner surrendered before the court and bail was granted to him. The petitioner absconded again on 02.12.2024. Thereafter coercive steps were issued against the petitioner, and steps under SS. 82 and 83 CrPC were executed against him. On 03.03.2026, the petitioner was arrested and produced before the court.

9. The timeline of events referred to above would show that the petitioner had been absconding in this case regularly, after obtaining bail from the court. No substantial progress could be made in the trial of the case even after two decades of the registration of this case in the year 2015. The primary reason for delay in the conclusion of the trial is due to the conduct of the petitioner. The petitioner has not been ready to co-operate with the trial of the case. One of the victims is a minor in this case. If the petitioner is released on bail, he may abscond again and may not co-operate with the trial of the case. Fair and speedy trial would be denied to the victim, if the petitioner is allowed to abscond again. Hence, the bail application is liable to be dismissed.

**In the result, the bail application is dismissed.**

(Dictated to the Confidential Assistant, transcribed and typed by her, corrected and pronounced by me in open Court on this, the 16<sup>th</sup> day of March 2026).

Sd/-

Judicial First Class Magistrate  
Koyilandy

*True copy*

Judicial First Class Magistrate  
Koyilandy