

**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 26th day of May, 2026

C.P. 23/2026

Complainant	:	1.	State represented by the Circle Inspector of Excise, Excise Circle Office, Vatakara in Crime No.62/2025. (By Sri.Manojan.N, APP, Sr.Grade, Payyoli, Additional charge of this court)
Accused	:	1.	Moosakutty, Aged.45/25, S/o. Moideen, Palasseri Veettil, Vengara Desom, Vengara Village, Thiroorangadi Taluk, Malappuram. (By Adv.Musamil Huvais.C.K & Adv.Aysha Nihala)
Charge	:		U/Ss. 58, 55(a) of Abkari Act 1 st of 1077.
Order	:		Case is committed to the Hon'ble Court of Sessions, Kozhikode u/S.232(a) of Bharatiya Nagarik Suraksha Sanhita.

The above case having come up for consideration on 26.05.26 this Court on the same day delivered the following:-

ORDER

The accused person herein stands charged having committed offence u/S.58, 55(a) of Abkari Act 1st of 1077.

2. The prosecution allegation in brief is that, On 17.03.2025 at 4.30 pm, in front of the stationery shop owned by one Ramachandran, having building no. 322 at ward no.3 of Azhiyur Panchayath towards Azhiyur-Mahe Railway station road,

Vatakara Taluk, the accused was found in illegal transportation of 18 litres of Indian made Foreign liquor which is meant for sale only in the state of Puducherry, in violation of the provisions of the Abkari Act and the Rules. Thus the accused committed the offences punishable u/S.58, 55(a) of the Abkari Act.

3. The accused was arrested and produced before this Court on 17.03.2025 and he was remanded to judicial custody. He was represented by a Counsel of his own choice. Later he was granted bail by the Hon'ble Sessions Court, Kozhikode vide order in Criminal Miscellaneous case no.456/2025 dated 08.04.2025.

4. On submission of final report, this Court has taken cognizance for the offences punishable under Section 55(a), 58 of Abkari Act 1st of 1077 and issued summons to accused. Since the final report disclosed commission of above offence, which is exclusively triable by the Hon'ble Court of Sessions, committal proceedings were initiated against the accused.

5. On appearance, copies of all relevant prosecution records were furnished to the accused as contemplated u/S.230 of BNSS. Accused was permitted to continue on the bail bond executed during crime stage.

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

7. Transmit the case records to the Hon'ble Court of Sessions, Kozhikode forthwith.

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

9. Notify the Public Prosecutor, Kozhikode regarding the committal of this case to the Hon'ble Sessions Court, Kozhikode.

10. The accused person is directed to appear before the Hon'ble Court of Sessions, Kozhikode, as and when required.

(Dictated to the Confidential Assistant typed by her, corrected and pronounced by me in the open court this the 26th day of May, 2026)

Sd/-
Judicial First Class Magistrate - I,
Vatakara

//True copy//

Judicial First Class Magistrate - I,
Vatakara