

**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. 47/2025

Complainant	:	1.	State represented by the Circle Inspector of Excise, Excise Range Office, Vatakara in Crime No. 124/24. (By Sri. Manojan.N, APP, Sr. Grade, Payyoli, Additional charge of this court)
Accused	:	1.	Salman.E.K, S/o. Hamsa, Aged.29/24, Erukulangara Veetil, Kannadippadi Desom, Kacherippadi Village, Thiroorangadi Taluk, Malappuram. (By Adv. Rufaija.A.P)
Charge	:		U/S. 58 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 herein stands charged having committed offence u/S.58 of Abkari Act 1st of 1077.

2. The prosecution allegation is that, On 27.04.2024 at 9.35PM, in front of Govt. Higher Secondary School, Azhiyur, Vatakara Taluk, the accused was found in possession of 12 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 offence punishable u/S.58 of the Abkari Act.

3. The accused was arrested and produced before this Court on 28.04.24 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.780/24 dated 16.05.2024.

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

5. Accused failed to appear before Court on summons and thereafter coercive steps were issued to compel his appearance. He was arrested and produced before this court on 16.05.26 and enlarged on bail on the same day. He was served with copies of the final report and other prosecution records as per the mandate of Section 230 of BNSS.

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