

IN THE COURT OF JUDICIAL FIRST CLASS MAGISTRATE-III KOLLAM

Present:- **Smt. Athira Chandran U B**, Judicial First Class Magistrate-III, Kollam.

Dated this the 13th day of March, 2026

C.P. 1/2026

Complainant : State-represented by Sub Inspector of Police, Pallithottam Police Station in Crime No. 1137/2025
(By Lekha Kumary, Assistant Public Prosecutor Grade I, Kollam)

Accused

Name	Mother's Name	Age	Address	Gender
Nithin Nelson	Sheeja	21/2004	Pazhayapalli Purayidam, Kaikulangara West, Vaddy, Kollam West, Pallithottam PS, Kollam City, Kerala, India	M

(Represented by Adv.Jijubabu S)

Charge : Offences punishable U/ss 296(b), 110, 351(2) of the Bharatiya Nyaya Sanhita (BNS) 2023.

Order : Case against the accused is committed to the Hon'ble Court of Sessions, Kollam under section 232 of BNSS.

ORDER

This is a prosecution case arising on the final report filed by Sub Inspector of Police, Pallithottam Police Station alleging that the accused committed the offences punishable u/ss. 296(b), 110, 351(2) of the Bharatiya Nyaya Sanhita (BNS) 2023.

2. **The gist of the prosecution case is as follows:-** The prosecution case is that due to a prior altercation which had occurred between the accused and CW1 in July 2025 at Vadi Pazhaya Palli Purayidam, the accused, harbouring enmity and with the intention of stabbing and causing injuries to CW1, on 18.11.2025 at about 11.30 p.m.,

when CW1 along with CW3, who is CW1's relative, and CW4, a friend of CW1, after having coffee from a thattukada situated on the northern side of Wadi Harbour and thereafter while drinking juice from the nearby shop, a person who had come along with the accused questioned CW1 as to what he was looking at. At that time, when CW1's brother, who was speaking with the accused, called CW1 and both of them walked ahead, the accused also followed CW1 and started speaking about the earlier altercation. As CW1 walked ahead without heeding the conversation, at Kaikkulangara Cheri in Kollam West Village on the Harbour Road leading from Wadi Harbour Gate to Thangassery, near the Wadi Harbour Gate, the accused from behind attempted to stab CW1 on his abdomen with a sharp weapon carried by him. CW1 warded off the blow with his left hand, thereby sustaining an injury on the muscle portion of his left wrist. When the accused again attempted to stab CW1, the friend of CW1 and the person who had come along with the accused intervened and prevented the attack. At that time, the accused uttered obscene words towards CW1 and again attempted to stab CW1 on his abdomen using the broken sharp edge of a glass bottle held by him. It is alleged that had CW1 not warded off the attack with his left hand, the accused could have caused the death of CW1, thereby attempting to commit culpable homicide. Thus, the accused is alleged to have committed offences punishable under Sections 296(b), 110 and 351(2) of the Bharatiya Nyaya Sanhita. Hence the prosecution.

3. Copies of all relevant prosecution records were furnished to the accused. The accused is on bail. I have perused the entire case records. The offences alleged to have been committed by the accused person is exclusively triable by the Court of Sessions. Hence case against the accused is committed to the Hon'ble Court of Sessions, Kollam as provided u/s. 232 of BNSS.

4. The accused person is directed to appear before the Hon'ble Court of Sessions as and when directed.

5. The office is directed to communicate to the Public Prosecutor about the committal of the case and to submit the case records to the Hon'ble Court of Sessions, Kollam and forward MO's as and when required.

(Pronounced in open Court this the 13th day of March 2026)

Judicial First Class Magistrate-III, Kollam