

IN THE COURT OF SESSION, THALASSERY

Present: Sri. Vimal. J., Additional Sessions Judge-IV

Thursday, the 6th day of December, 2025/15th Agrahayana, 1947

Crl. M.P.No.7158/2025 in SC No.782/2024

Sijo Xavier, S/o.Xavier, EP House, New Bus Stand] Petitioner/Accused
Premises, Thalassery, Kannur District.]

Vs

State: rep. by Public Prosecutor, Thalassery] Respondent/Complainant

This application coming on the 3rd December, 2025 day for final hearing before me in the presence of Sri. Sajeevan. T. P, leagal aid defence counsel for petitioner/accused; The Addl. Public Prosecutor for respondent /complainant and having stood over for consideration till this day, the court passed the following:-

ORDER

This is a bail application filed by the accused. the petitioner is alleged to have committed offences under Sections 324, 394, 307, and 326 of the IPC. It is submitted that the petitioner is innocent of all allegations and has been falsely implicated in the above case with ulterior motives.

2. The prosecution case is that on 26.05.2024 at about 8:50 PM, at Thalassery New Bus Stand, while the de facto complainant was sleeping near the bus stand, the accused attacked him on the face and head with a piece of hollow brick with the intention to commit murder. It is further alleged that the accused snatched Rs.500/- from the de facto complainant's pocket. As a result of the incident, the de facto complainant sustained grievous injuries, and therefore, the accused is alleged to have committed the above offences.

3. In the present case, the accused was granted bail by this Court on 04.02.2025 as per order in CMP 411/2025. Subsequently, the accused was unable to arrange sufficient sureties. Considering that the accused could not arrange sureties for a period

of three months, this Court relaxed condition No. 1 as per order dated 03.05.2025 in CrI.M.P No.2141/2025, and the petitioner was released on executing a self-bond for Rs.50,000/-.

4. However, it must be noted that the accused was released from jail on 05.05.2025 in the above case. Within one month of his release from prison, the accused was involved in another offence, wherein he allegedly committed the murder of one Shiva on 20.06.2025 at about 21:00 hours. In that case, it is alleged that the accused attacked Shiva while Shiva was sleeping near the bus stand ground floor, where the accused also used to sleep.

5. Thus, soon after his release from prison, the accused was involved in another offence of a similar nature. Therefore, if the accused is released on bail, there is a genuine likelihood that he may again commit similar offences. The accused poses a clear and present danger to society and represents a continuing risk. In view of the above circumstances, the bail application stands dismissed.

In the result, the bail application dismissed.

(Dictated to the Confidential Assistant and typed by her directly into the computer and pronounced by me in open Court, this the 06th day of December, 2025.)
sd/-

ADDITIONAL SESSIONS JUDGE-IV

/

sk/-

Fair Order in
Crl.M.P No.7158/2025 in
SC No.782/2024
Dated:06.12.2025.