

GRAMA NYAYALAYA, IRIKKUR
Present: Sri. Sreejayan.V, Nyayadhikari, Irikkur
Dated 2026 May 8(1948 Vaishagham 18)

CC 08/2025

Petitioner : The Station House Officer, Payyavoor Police
Station Crime No.16 / 2025

Accused : 1. Saji Kurian, Tharappel House, Payyavoor
Amsom, Paisakkary, Paduvilangu.

Charge : U/s 281 of BNS

Plead : Found not Guilty

Finding : Found not Guilty

Punishment : Accused is found not guilty under Section 278(1) of
BNSS. Hence accused is acquitted under Section
278(1) of BNSS. All bail bonds stand cancelled.
Accused is set at liberty.

Description of the Accused

Sl. No.	Name of Accused	Age	Father's Name	Occupation	Address
1	Saji Kurian	52	Kurian		Tharappel House, Payyavoor Amsom, Paisakkary, Paduvilangu.

Date of Occurrence : 31.12.2024

Date of Filing Complaint : 24.02.2025

Date of Arrest :
Date Released on Bail :
Date Trial commenced : 29.04.2025
Date Trial Concluded : 07.05.2026
Date of Judgment : 08.05.2026

Judgment

1. The prosecution case in brief is that on 31.12.2024 at 07.58 at Vannayikadavu the accused rashly or negligently and in a manner endangering human life was riding KL No. 59 2478 motorcycle and crashed the same into KL No. 59 X 9280 number tipper lorry which was coming in the opposite direction. As a consequence of the same, the accused fell on the road and injured himself. Thereby, accused has committed offences under Section 281 of the BNS

2. For the same, Payyavoor Police filed Crime No. 16/2025 under Section 281 BNS. The charge sheet was filed before this court and cognizance was taken by this court.

3. Subsequently the summons was issued to the accused. The accused appeared in this court through the counsel. Copies were served. Particulars

of the offence was read over to the accused. The accused pleaded not guilty and the summons was issued to prosecution witness.

4. From the side of prosecution, PW 1 and PW 2 were examined. The learned APP submitted that he is giving up the other witness. The same was endorsed. Since there were no incriminating circumstances . The examination of accused under Section 351 of BNSS was dispensed with.

5. The following points arise for determination:

1). Whether on 31.12.2024 at 07.58 p.m. Vannayikadavu, In Paisakkari, Payyavoor Road, whether accused rashly or negligently and in a manner endangering human life, rode KL-59 2478 number motorcycle and crashed into KL-59X9280 number tipper lorry, and thereby committed offence punishable under Section 281 of BNS?

2) Punishment if any ?

6. Here on analysis of prosecution case, it can be seen that from the side of prosecution, 17 witnesses were cited and 2 witnesses were examined. PW 1 is the person who took the injured to the hospital, he deposed that on 31.12.2024 he saw a road traffic accident and he had seen a tipper lorry on the side of the road and he saw a scooter which was lying on the ground. He

saw certain people taking the injured to the hospital. The injured was taken in the hospital in his vehicle. He further stated in the cross-examination that he has not seen the incident. Henceforth he cannot say as to whose negligence such an incident occurred. PW 2 is the driver of the tipper lorry. He stated that on 31.12.2024, Behind his vehicle another vehicle had crashed and the rider of that motorcycle was injured. He stated that he does not know the name of the person who rode the motorcycle. Permission was granted to the Learned APP to put questions under Section 154 BSA. Even after same no incriminating circumstance could be brought against the accused, here from the evidence of PW1 and PW2, the prosecution was not able to bring any incriminating evidence or circumstance against the accused. Hence, prosecution could not prove that accused committed offence alleged by the prosecution. Hence point number 1 against the prosecution.

7. Since point number 1 has been found against the prosecution, the accused is found not guilty under Section 278.1 of BNSS. Hence accused is acquitted under Section 278(1) of BNSS. All bail bonds stand cancelled. Accused is set at liberty.

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Witnesses Examined by the Prosecution

- Prosecution Witness 1 :-Ajith V,K , Dated 12.03.2026
- Prosecution Witness 1 :-Abin Raj, Dated 07.05.2026

Prosecution Documents: Nil

Defence Witnesses: Nil

Defence Documents: Nil

Sd/-
Nyayadhikari

//True copy//

Nyayadhikari