

IN THE COURT OF THE FAST TRACK SPECIAL JUDGE, CHANGANASSERY

Present : Sri. Ranjith Krishnan.N., Special Judge

WEDNESDAY THE 3rd DAY OF JUNE, 2026

13th day of Jyaishta ,1948

SESSIONS CASE No. 381/2024

Crime No.1114/2023 of Manarcadu Police Station

COMPLAINANT : State of Kerala,
represented by the Inspector of Police,
Manarcadu
By Special Public Prosecutor : Sri. P.S.Manoj

ACCUSED : Ajayakumar C V, aged 33/2023
S/o S.Venugopal,
Chithra Bhavan House,
Velloor P O,
Pampady Village,
Kottayam.

By Advocates : Sri. Sooraj.M.Kartha.

CHARGE : U/ss. 376, 509, 506(i) of IPC and
Section 120(o) of Kerala Police Act and he is
acquitted of the said offences u/s.235(1) Cr.PC.

PLEA : Not guilty.

FINDING : Not guilty

SENTENCE/ORDER : The accused not guilty of the offences
punishable u/s. 376, 509, 506(i) of IPC and
Section 120(o) of Kerala Police Act and he is
acquitted of the said offences u/s.235(1) Cr.PC.
Bail bond of accused shall stands cancelled and
he is set at liberty.

DATE OF TRIAL : 30-05-2026

HEARING : 25-04-2026

JUDGMENT : 03-06-2026

TABULAR FORM

Serial No. : S.C. No.381/2024
Name of Police station : Manarcadu Police Station.

of and Cr. no. of offence : Crime No.1114/2023

DESCRIPTION OF THE ACCUSED

Sl. No.	Name	Father's Name	Occupation	Religion	Residence	Age
	Ajayakumar C V	S.Venugopal,			Chithra Bhavan House, Velloor P O, Pampady Village, Kottayam.	33/2023

Date of

Occurrence : From 01-05-2023 To 07-11-2023
 Complaint : 08-11-2023
 Apprehension : 11-11-2023
 Release on bail : 23-12-2023
 Commitment : 06-04-2024
 Commencement of trial : 30-05-2026
 Close of Trial : 30-05-2026
 Sentence or order : 03-06-2026
 Service of copy of judgment or finding on accused : N.A.
 Explanation for delay : No delay.

This Sessions Case coming on for final hearing on 25-04-2026 in the presence of the Special Public Prosecutor and having stood over for consideration on 03-06-2026 and the court on the same day delivered the following:

JUDGMENT

The accused is put on trial alleging commission of offences punishable under Section 376, 509, 506(i) of IPC and Section 120(o) Kerala Police Act on the basis of final report submitted by Inspector of Police, Manarcadu Police Station in Crime No. 1114/23.

2. The prosecution case in brief is that on 04.05.2023 at about 12.00 noon, the accused committed rape on the defacto complainant inside the car of the accused bearing registration number KL-05AU-9839 parking the same on a private road situated on the west of Manarcadu - Ayarkunnam road. Later on 23.10.2023 the accused called the defacto complainant over phone and threatened to kill her father if she did not send her nude videos to him. The defacto complainant then took her nude videos and sent them to the phone of the accused and the accused using the same again committed sexual harassment towards her by threatening that he would otherwise circulate the same on social media. The accused has thereby committed the aforesaid offences.

3. Upon filing final report before Judicial First Class Magistrate Court I, Kottayam, the case was taken on file as CP No. 11 of 2024 for the aforesaid offences. After compliance of all the statutory formalities, the case was committed to Hon'ble Sessions Court, Kottayam as per Order Dated 06.04.2024. Thereafter, it was made over to this court for trial and disposal. After hearing the prosecution and the accused, charge was framed for the aforesaid offences, charge was read over and explained to the accused, to which he pleaded not guilty. Thereafter, prosecution witnesses were summoned.

4. On the side of the prosecution, PW1 was examined and Ext. P1 marked. Since there is no incriminating circumstances appearing in evidence against the accused, the examination under Section 313(b) CrPC was dispensed with.

5. The points for consideration are :-

1. Whether the prosecution has succeeded in proving the occurrence and the offences alleged against the accused beyond reasonable doubt?
2. The order to be passed.

6. Point number 1:- The prosecution case is based upon Ext. P1 statement made by the defacto complainant before the police. The defacto complainant who is the victim herein was examined as PW1. She turned hostile to the prosecution and deposed that the accused did not commit rape on her or she sent her nude videos to the accused on his threat. She further stated that now the matter has been settled between herself and the accused and she has no complaints against the accused.

7. On a consideration of the entire evidence on record it is seen that the material witness for the prosecution PW1 turned hostile to the prosecution. There is absolutely no evidence to connect the accused with the occurrence and the offences alleged against the accused. Having considered the fact that the material witness turned hostile to the prosecution, the learned Special Prosecutor had given up the examination of the remaining witnesses. Since there is only remote chance for the conviction as the material witness turned hostile to the prosecution, I am of the view that the learned Special Prosecutor was perfectly justified in giving up the witnesses. There is no other incriminating evidence against the accused. So, the accused cannot be said to have committed any of the offences alleged against him. Point No.1 is found against the prosecution.

8. Point No.2:- Vide discussions on the forgoing point, I find the accused not guilty of the offences punishable u/s. 376, 509, 506(i) of IPC and Section 120(o) of Kerala Police Act and he is acquitted of the said offences u/s.235(1) Cr.PC. Bail bond of accused shall stands cancelled and he is set at liberty.

Dictated to the Confidential Assistant, transcribed and typed by her, corrected by me and pronounced in open court on this the 3rd day of June 2026.

Sd/-

RANJITH KRISHNAN.N
SPECIAL JUDGE

APPENDIX

A. PROSECUTION WITNESSES :

PW1 30-05-2026 : Victim

B. DEFENCE WITNESS : NIL

C. COURT WITNESS: NIL

A. EXHIBITS FOR PROSECUTION :

P1/PW1 08-11-2023 : First Information Statement.

B. EXHIBIT FOR DEFENCE: NIL

C. EXHIBIT FOR COURT: NIL

MATERIAL OBJECTS MARKED : NIL.

Sd/-
SPECIAL JUDGE.