

IN THE COURT OF THE JUDICIAL MAGISTRATE OF FIRST CLASS,
PATTAMBI

Present:- Smt. Neema Noor Mohamed, Judicial Magistrate of First Class
Friday, this the 15th day of May, 2026/ 25th day of Vaisakha, 1948 S.E.

Committal Proceedings No. 59/2025.

Complainant	State represented by the Sub Inspector of Police, Pattambi Police Station in Crime No. 1020/2025. (By Smt. Resmi. V.S, Gr. II APP, Pattambi)
Accused	1. Muhammed Nishad.K, aged 30 years, S/o. Ummer, Korattiyil House, Pattambi, Palakkad. 2. Muhammed Ansil.K, aged 22 years, S/o. Abdul Salim, Korattiyil House, Anakara P.O, Parakkulam, Palakkad. 3. Muhammed Anees, aged 27 years, S/o. Abdul Salim, Korattiyil House, Anakara P.O, Parakkulam, Palakkad. 4. Shajahan.K, aged 30 years, S/o. Muhammed Hussain, Korattiyil House, Keezhayur, Pattambi, Palakkad. (By Adv. Sri.T.K. Suresh)
Offence	Punishable under sections 126(2), 115(2), 110, 329(3) and 238 r/w 3(5) of the Bharatiya Nyaya Sanhita, 2023.
Sentence or Order	The case against the 1 st , 2 nd and 4 th accused are committed to the Hon'ble Court of Sessions, Palakkad for trial. 3 rd accused absconding. Case against 3 rd accused split up and refiled as CP 62/2025.

ORDER

This is a case charge sheeted by the Sub Inspector of Police, Pattambi police station in crime No. 1020/2025 against the accused 4 in numbers alleging offence punishable under sections 126(2), 115(2), 110, 329(3) and 238 r/w 3(5) of the Bharatiya Nyaya Sanhita, 2023.

2. The prosecution case as reflected from the prosecution records are that:

On 17/08/2025 at 23.15 hours, the 1st to 4th accused due to previous enmity towards CW1, trespassed into the house compound of CW1 at Mele Pattambi bearing house No. 12/304(3) of Pattambi Municipality, having arrived in a Thar bearing No. KL 46 AA 4886. The 1st accused wrongfully restrained CW1 and hit on his head using a hammer. The 2nd accused attempted to strangulate CW1 by wrapping a pipe around his neck, causing suffocation. When CW2 and CW3, the wife and son of CW1 tried to prevent, the accused also assaulted them. The 3rd and 4th accused aided and

abetted the commission of offence. Had CW1 not evaded the attack of 1st accused, it would have resulted in his death. Thus the accused are alleged to have committed the aforementioned offences.

3. All the accused were released on bail as per the order of Hon'ble High Court of Kerala in Bail Appl. No. 11899/2025 dated 22/09/2025. The final report was submitted before the court on 05/12/2025.

4. The 2nd and 4th accused appeared before the court on 14/01/2026 and filed bail continuing memo. On 04/02/2026, 1st accused appeared before the court and filed bail continuing memo. Copies of relevant prosecution records were furnished to the 1st, 2nd and 4th accused and thereby the requirements under section 230 of the Bharatiya Nagarik Suraksha Sanhita, 2023 was complied with.

5. On perusal of available materials, it appeared to me that the offence alleged against the accused is exclusively triable by the Court of Sessions. Therefore, the case against the 1st, 2nd and 4th accused are hereby committed to Hon'ble Sessions Court, Palakkad under section 232(a) of the Bharatiya Nagarik Suraksha Sanhita, 2023.

6. The accused 1st, 2nd and 4th accused are directed to appear before Hon'ble Sessions Court as and when directed under sec 232(b) of the Bharatiya Nagarik Suraksha Sanhita, 2023.

7. The case records and properties shall be submitted under section 232(c) of the Bharatiya Nagarik Suraksha Sanhita, 2023 before the Hon'ble Sessions Court when summoned.

8. The Public Prosecutor, Palakkad shall be notified regarding the committal of the case under section 232(d) of the Bharatiya Nagarik Suraksha Sanhita, 2023.

9. The 3rd accused absconding. Case against 3rd accused split up and refiled as CP 62/2025.

Pronounced by me in the open court, this the 15th day of May, 2026.

Sd/-

Judicial Magistrate of First Class,
Pattambi.

// True Copy//

Judicial Magistrate of First Class,
Pattambi.