

IN THE COURT OF JUDICIAL FIRST CLASS MAGISTRATE I, CHITTUR

Present: Sri. Sivadas S,
Judicial First Class Magistrate

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Dated, this the 18th day of April, 2026

CMP 1/2026 IN CP 26/2026

Dinesh, aged 35 years, S/o Rajan,
IHDP Colony, Kulukkappara, : Petitioner/ Accused
Kozhinjampara.
(By Sri. Lima Mohan, Advocate)

State Represented by
The Sub Inspector of police, : Respondent /Complainant
Kozhinjampara in crime no. 874/2026.
(By APP, Chittur.)

Proceedings : U/s. 480 of BNSS

ORDER

This is an application for bail under Section 480 of BNSS.

2. The petitioner is the accused in Crime 874/2026 of Kozhinjampara Police Station. The offence alleged against the petitioner is under Sections 126(2), 115(2), 118(1), 110 of BNS.

3. Prosecution case in brief are as follows.

4. At 5.30 A.M. on 27.11.2025 the petitioner with intent to cause harm to the prosecutrix who is none other than the mother who had not given the amount of Rs. 4,00,000/- to the petitioner, twisted both her hands, beat on both her cheeks and beat at her legs with an iron pipe which if used as a weapon of offence is a dangerous weapon and thereafter he tried to beat her aiming at her head. But as the prosecutrix evaded that blow it has not caused any injuries but if the defacto complainant has not evaded that blow it ought to have hit at her head which might have caused her death

and thereby he committed the above said offence.

5. Accused was arrested and produced before the court on 28.11.2025. He was remanded to judicial custody and he continue to be in judicial custody.

6. On filing this petition notice was given to the APP. Respondent filed objection. In the objection it is stated that the petitioner is having serious criminal antecedents. The petitioner and the prosecutrix are residing at the very same house. So there is chance to cause harm to the prosecutrix. The petitioner has assaulted the prosecutrix ealier. He is having criminal antecedents. So they prays to dismiss the petition.

7. Heard both sides. Perused the records.

8. The learned counsel for the petitioner argued that the petitioner is innocent and the matter is talked over and settled. He is in custody from 28.11.2025 onwards. So she prays to allow the petition.

9. The learned APP opposed the prayed and argued that the petitioner is having serious criminal antecedents. So she prays to dismiss the petition.

10. The investigation in this case is already been completed. The non -bailable offence alleged against the petitioner is under 118(1) and 110 of BNS. On going through the report it is seen that he his having serious criminal antecedents. As the investigation is completed, I find that there is no need for further detention of the petitioner. The apprehension of the prosecution that if he is granted bail then there chance to commit further offence can be curtailed by imposing appropriate conditions and hence the petition is allowed subject to conditions.

In the result, the petition is allowed on following conditions:

- 1) The petitioner is granted bail on executing a bond of Rs. 50,000/- with 2 solvent sureties for the like sum.
- 2) The petitioner shall not intimidate or influence the witnesses or interfere with the investigation.
- 3) The petitioner shall not involve in any other crime during the bail period.
- 4) The petitioner shall not enter into the limits of Kozhinjampara police station until the case is disposed off.

[Pronounced by me in open court on this the 18rd day of April, 2026)

Sd/-
Judicial First Class Magistrate-I,
Chittur

- true copy -

Judicial First Class Magistrate-I,
Chittur