

**IN THE COURT OF THE JUDICIAL FIRST CLASS MAGISTRATE-I,
CHITTUR**

Present:- Sri. Sivadas S, Judicial First Class Magistrate-I

Dated this the 26th day of March, 2026

MC 27/2026 IN CC 422/2022

Petitioner : By State

Counter petitioners : 1. Shanmughan, aged 42 years,
S/o Velayudhan, Amoor Colony,
Panangattiri.
2. Sivadasan, aged 33 years, S/o Mani,
Cheppalode, Panangattiri.

ORDER

This is a suo motu proceedings initiated under Section 491 of Bharatiya Nagarik Suraksha Sanhita against the respondents.

2. The respondents are the sureties of accused in CC 422/2022. The accused is alleged to have committed an offence under Sections 447, 341, 323, 324 r/w 34 IPC . He was released on bail on 14th day of May, 2022 on executing bond for Rs. 10,000/- (Rupees Ten Thousand Only) by himself and the respondents. Subsequently the accused did not appear in this case. Even after repeated warrants which were issued for procuring the presence of the accused it could not be executed. Hence his bail was cancelled and notice was issued to the respondents herein. Even though notice was served on CP No.1 and 2, they have not appeared before this court nor has produced the accused in this case.

3. As the respondents failed to produce the accused, this case was initiated against the respondents. The respondents have not produced the accused in this case. As the respondents have failed to produce the accused in the court they are liable to pay penalty to the Government.

4. Bond amount is Rs.10,000/- (Rupees Ten Thousand Only). Since the accused is absconding there are sufficient grounds to impose penalty on the respondents. Considering the facts and circumstances of this case and I am satisfied that imposition of penalty of Rs. 5,000/- (Rupees Five Thousand Only) each to the respondents will meet the ends of justice. Remission is granted as far as the balance amount of Rs. 5,000/- (Rupees Five Thousand Only) each is concerned. In the result,

1. Respondents are directed to pay penalty of Rs. 5,000/- (Rupees Five Thousand Only) each under Section under Section 491 of Bharatiya Nagarik Suraksha Sanhita
2. Issue distress warrant to collect the amount under Section 461(1) of BNSS. On getting the distress warrant unexecuted both the respondents are liable to under go simple imprisonment for one month each in civil prison.

(Pronounced by me in open court on this the 26th day of March, 2026)

Sd/-

Judicial First Class Magistrate I,
Chittur.

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Judicial First Class Magistrate I,
Chittur.