

IN THE COURT OF JUDICIAL MAGISTRATE OF THE FIRST CLASS, THIRUVALLA.

Present:- Smt. Arundhathi Dileep, Judicial Magistrate of the First Class

Thursday the 26th day of March, 2026/ 05th day of Chaithra 1948 S.E.

Committal Proceedings No. 19/2026.

Complainant : State of Kerala represented by the Sub
Inspector of Police, Thiruvalla as per
Crime No. 2558/2015 of Thiruvalla Police
Station.
[By Smt. Devi M G, Assistant Public
Prosecutor, Grade – I, Thiruvalla)

Accused : 1. Abhilash V Nair,
S/o Vikraman Nair
Edayckattil House, Padinjattusseri Muri,
Kaviyoor Village.
2. P R Rajan @ Vedi Rajan, Aged 47/15
S/o Rama Krishnan
Edayckattil House, Padinjattusseri Muri,
Kaviyoor Village.
(By Adv. Sunil Jacob)

Offences : Under sections 341, 323, 324 and 354 r/w
section 34 of the Indian Penal Code and
section 23 of the Juvenile Justice (Care
and Protection of Children) Act 2015.

Order : ***The case is committed to the Hon'ble
Court of Session, Pathanamthitta as per
Sec. 232 of the Bharatiya Nagarik
Suraksha Sanhita.***

This is a case having been finally heard on 26/03/2026, the Court on the same day delivered the following:-

ORDER

1. ***The accused faces indictment for offences punishable under sections 341, 323, 324 and 354 r/w section 34 of the Indian Penal Code and section 23 of the Juvenile Justice (Care and Protection of Children) Act 2015., as per Crime No. 2558/2015 of Thiruvalla Police Station.***

2. ***The prosecution case is that***, the accused due to enmity with CW1's mother for having restrained them from shouting near their place of residence and in furtherance of their common intention to cause injury and hurt to CW1 and also to outrage her modesty, on 17.10.15 at 4 P.M., on Kipally-Kavunkal public road at Padinjattuserry, A1 and A2 who came in a motorcycle wrongfully restrained CW1, A2 shouted abusive terms at her and A1 caught hold of her hand and forcibly took away bottle held by CW1 and slapped on her right arm. Thereafter A2 pushed her on the wall near by and squeezed on both her cheeks thereby outraging her modesty. Thus the prosecution alleges that the accused have committed the offences punishable under sections 341, 323, 324 and 354 r/w section 34 of the Indian Penal Code and section 23 of the Juvenile Justice (Care and Protection of Children) Act 2015.

3. On filing of the final report, court took cognizance of the offences punishable under sections ***341, 323, 324 and 354 r/w section 34 of the Indian Penal Code and section 23 of the Juvenile Justice (Care and***

Protection of Children) Act 2015. Initially this case was taken on file as CP 54/2015. In compliance with the decision of the Hon'ble High Court in Thresiamma Varkey v. State of Kerala, the case was refiled as CC 1714/2018. Recently, the Hon'ble High Court of Kerala in **Anilkumar M R v. State of Kerala, 2024(4) KLT SN 49** (Case No. 36) held that, in view of the introduction of 86(4) of the JJ Act, all offences covered by section 86(4) of the JJ Act shall be triable by the Children's Court and not by Magistrate Court. Therefore case is renumbered as CP 19/2026.

4. On appearance of the accused Nos.1 and 2 before the court, copies of all the prosecution records were furnished to them in compliance of sec. 230 of the Bharatiya Nagarik Suraksha Sanhita.
5. On perusal of the case records, it is seen that accused are on bail and the offences alleged against them are exclusively triable by the Hon'ble Court of Sessions. Therefore, the following order is passed:-

- i. The case is committed to Hon'ble Court of Session, Pathanamthitta as per Sec. 232 of the Bharatiya Nagarik Suraksha Sanhita.*
- ii. Accused are on bail. They are directed to appear before Hon'ble Court of Session, Pathanamthitta on receipt of summons from the Court.*
- iii. Case records shall be forwarded to the Hon'ble Court of Sessions, Pathanamthitta and the properties produced, if any, shall be sent subject to Rules 77(2) of Criminal Rules of Practice, Kerala.*

iv. The committal of the case shall be notified to the learned Public Prosecutor, Pathanamthitta.

Dictated to the Confidential Assistant, typed by her corrected by me and pronounced in open court on this day the 26th day of March, 2026.

Sd/-

***JUDICIAL MAGISTRATE OF THE FIRST CLASS,
THIRUVALLA.***

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