

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

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

**Monday the 27<sup>th</sup> day of April, 2026/ 07<sup>th</sup> day of Vaisakha 1948 S.E.**

**Committal Proceedings No. 31/2026**

- Complainant : State of Kerala represented by the Additional Sub Inspector of Police, Pulikeezhu as per Crime No. 391/2015 of Pulikeezhu Police Station.  
[By Smt. Devi M G, Assistant Public Prosecutor, Grade – I, Thiruvalla)
- Accused : Mariyamma K Elias, Aged 49/15  
W/o Unni  
Karuka Parambil House, Nakkavala, Niranam Central Muri, Niranam Village.  
[By Adv. V Jinachandran]
- Offences : Under section 324 of the Indian Penal Code and section 23 of the Juvenile Justice ( Care and Protection of Children) Act.
- 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 27/04/2026, the Court on the same day delivered the following:-

**ORDER**

1. The accused faces indictment for the offences punishable under section 324 of the Indian Penal Code and section 23 of the Juvenile Justice ( Care and

Protection of Children) Act., as per Crime No. 391/2015 of Pulikeezhu Police Station.

2. The prosecution case is that due to enmity with CW1 and with the intention to cause bodily injury and hurt to her, the accused repeatedly hit CW1 on the left shoulder, with a bat which was a dangerous weapon when used as a weapon of offence on 05.05.2015, at 10.30 A.M., at the hall of CW1's Karukapparambil House at Niranam Central within Niranam village. The accused also hit CW1 on various parts of her body, with the stalk of palm leaf, also a dangerous weapon, thereby causing injury and hurt to her. The accused thereby committed the aforesaid offences.
3. On filing of the final report, court took cognizance of the offences punishable under section 324 of the Indian Penal Code and section 23 of the Juvenile Justice ( Care and Protection of Children) Act. Initially this case was taken on file as CP 25/2016. In compliance with the decision of the Hon'ble High Court in Thresiamma Varkey v. State of Kerala, the case was refiled as CC 2050/2018. 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 31/2026.
4. On appearance of the accused, copies of all the prosecution records were furnished to her in compliance of sec. 230 of the Bharatiya Nagarik Suraksha Sanhita.
5. On perusal of the case records, it is seen that accused is on bail and the offences alleged against her is 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 is on bail. She is 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 27<sup>th</sup> day of April, 2026.

*Sd/-*

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

*// True Copy //*

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