

IN THE COURT OF THE I ADDITIONAL SESSIONS JUDGE, THRISSUR.

Present:

Sri. K. Kamanees, Addl. Sessions Judge- I.

Thursday the 16th day of October, 2025/24th Aswina, 1947.

Criminal M.P 5937/2025 in SC 345/2025

(Crime.No. 567/2024 of Vadanappally Police Station)

Petitioner/Accused : Fasil @ Pachu, S/o Sulaiman @ Gafoor,
aged 28 years, Valiyakath House,
Thalikkulam Desom, Thalikkulam Village,
Thrissur District.

By Adv. Smt. Vijayalakshmi. K. P

Respondent/Complainant : State of Kerala, represented by The
Station House Officer, Vadanappally
Police Station.

By Public Prosecutor Adv. Sri. K. P. Ajayakumar.

Offences : U/ss. 126(2), 115(2), 118(1), 296(b),
351(2), 110 BNS and 3(2)(e) of PDPP Act.

This is an application for regular bail filed under section 483 of Bharatiya
Nagarik Suraksha Sanhita, 2023 put in by the accused person.

This petition is coming on this day for hearing and on the same day the
court passed the following:

ORDER

This is an application for regular bail filed under section 483 of Bharatiya
Nagarik Suraksha Sanhita, 2023 put in by the accused person.

2. The allegations of the prosecution is that, while the accused was
travelling in KSRTC Super Fast bus bearing No.KL-15-A-1950 on 12.07.2024 at
8.15 p.m, alighted from Pathamkallu bus stop, he had been addressing the
conductor in a filthy language. When the bus reached Vadanappilly centre, the
de facto complainant asked the accused to sit in that seat, to which the accused
called out “ “പിലയാടി മോനെ നീ കണ്ടുകൂറെ സപ്പോർട്ട് ചെയ്യുകയാണോടാ നിന്നെ കൊന്ന്
കളയുമോ". Thus shouting, the accused wrongfully restrained the CW1 and using
a blade attacked the de facto complainant which caused injuries to his right side
of the face, ears, as well as neck. The attack was in such a way that had not the

de facto complainant blocked the blow below the right ear, there would have been a very serious injury which would have caused his death. Damage was caused to the KSRTC bus as well. Therefore the offences under sections 126(2), 115(2), 118(1), 296(b), 351(2), 110 BNS and 3(2)(e) of PDPP Act.

3. The case was investigated by the Station House Officer, Vadanappilly Police Station, and the accused had been arrested on 21.10.2024. He has been in custody ever since.

4. In the bail application filed by the Deputy Chief Legal Aid Defense Counsel, it is stated that the petitioner was arrested on 21.10.2024 and he is ready to abide by any conditions.

5. In the report filed objecting grant of bail it is stated that the following cases have been mentioned as his prior accusations.

1. Cr.603/20219 of Vadanappilly PS u/ss.341, 323, 324 r/w 34 PIC.
2. Cr.99/2020 of Vadanappilly PS u/ss.341, 323, 324, 447, 308 PIC.
3. Cr.1005/2022 of Nedupuzha PS u/ss.394, 324, 365 r/w 34 PIC.
4. Cr.No.501/2023 of Vadanappilly PS u/s.352 PIC.
5. Cr.799/2023 of Viyyur PS u/s.294(b) PIC & 3(2)(c) of Pdpp Act, 1984.
6. Cr.1262/2023 OF Vadanappilly PS u/ss.448, 506, 308 PIC.

6. He is a habitual criminal and makes law and order issues quite frequently. Grant of bail to such a dangerous person is against the interest of justice.

7. Considering the present pendency of this court, the trial of this case may take time. The accused had been in jail for almost one year. This court finds that in such conditions, bail can be granted to the accused on very strict conditions, considering the strong reservations expressed by the learned Prosecutor.

8. In the result, bail is granted to the accused on the following conditions:-

1. The petitioner shall be enlarged on bail on his executing a bond for Rs.50,000/- with two solvent sureties, each for the like sum. One of the sureties shall produce his title deed in original before the court for verification as to solvency.
2. The petitioner shall appear before the investigating officer on every Monday and Thursday at a time between 3 p.m to 4 p.m for 6 months from today.
3. The petitioner shall not contact the witnesses including the de facto complainant in this case, physically or through agents or even electronically.
4. The petitioner shall not enter into the limits of Vadanappilly Police Station other than to comply with the earlier conditions, for a period of one year from today.
5. If any of the conditions are violated, it will tantamount to automatic cancellation of bail.
6. The petitioner shall not get involved in any other offences of like nature while he is on bail.

(Dictated to the Confidential Assistant, transcribed by her, corrected by me and pronounced in open court on this the 16th day of October, 2025).

Sd/-

K. KAMANEES
I ADDL. SESSIONS JUDGE, THRISSUR.

Copied by: Lekshmi

Compared by : Reshma /True copy/

By Order

Copy to : 1.The Station House Officer
Kodungallur PoliceStation.

Sheristadar

Copy of Order in
CrI.MP 5937/2025 in
SC 345/2025
16.10.2025.