

**IN THE COURT OF THE JUDICIAL MAGISTRATE OF FIRST CLASS  
IRINJALAKUDA**

Present: **Smt. Deepa Mohanan, Judicial First Class Magistrate**

Dated this, the 10<sup>th</sup> day of February, 2026

**CrI.MP 1/2026 in CP 6/2026**

**(Cr.No. 1314/2025 of Pudukkad Police Station)**

Petitioner/ Accused : Vishnu, aged 35/26, S/o Sivan, Mekkadan house, Muthrathikkara desom Parappookkara village, Thrissur.

**(Rep. By Adv. Akhilraj M.V.)**

Respondent : State rep. by the Inspector of police, Pudukkad police Station.

**(By A.P.P. Sr. Grade, Irinjalakuda)**

Offence : U/s. 118(1),109(1) of BNS 2023.

**ORDER**

1. This is a petition filed by the petitioner/ accused under Section 480 of Bharatiya Nagarik Suraksha Sanhita, 2023 (in short "BNSS"). The offences alleged against accused are punishable under sections 118(1),109(1) of BNS 2023.

2. The prosecution allegations are as follows:-

At 13:00 hours on 04-10-2025 in the rental residence of accused at Muthrathikkara, when the father of the accused demanded back his property deed to the accused, due to that animosity, the accused with the intention to kill his father cut his father using a chopping knife on his head and various parts of body. Accused thereby attempted to commit murder of his father and his father thereby sustained grievous injuries to

his head. Thus, the accused is alleged to have committed the aforementioned offences.

3. The petitioner herein/ accused was arrested and produced before the Court on 05-10-2025. He has been remanded to judicial custody since then.

4. The counsel for the petitioner/ accused contended that the petitioner is absolutely innocent in this case and the offences alleged against him are false and fabricated. The counsel submits that the petitioner is ready to abide by any condition that may be imposed by the Court for releasing him on bail. Hence, this petition.

5. The investigation officer has filed a report detailing the prosecution case and stated that the accused is having criminal antecedents. If the petitioner is enlarged on bail, he may cause death intimidation to the injured, may influence the witnesses, tamper with the evidence and he may be absconded. Hence, the petition is sought to be dismissed.

6. Heard both sides and the perused the records. The learned Assistant Public Prosecutor opposed the bail application with all vehemence.

7. The petitioner herein/ accused was arrested and produced before the Court on 05-10-2025. The offences levelled against accused are sections 118(1),109(1) of BNS 2023. Out of the said offences, the offence under sections 109 BNS is triable by the Hon'ble Sessions Court. The punishment for the offence u/s. 109 of BNS is for Attempt to Murder, punishments range from 10 years imprisonment, fine, or both, up to life imprisonment or the death penalty if serious hurt is caused. The nature of

punishment *prima facie* shows the gravity of the offence contemplated therein. Even if charge was filed against the accused person, the gravity of the offence would show that the release of the accused person will adversely affect the safety of the injured who is the father of the accused. In the alleged attack, the injured sustained grievous injury on his head. The accused using a sharp edged chopper hit his father several times on his head. The alleged act of the accused certainly would have resulted in causing death of the injured. Moreover, he has several antecedents and it is also not ruled out that if he is released he may abscond which will adversely affect the trial of the case. Considering these aspects, it is found that the accused is not entitled to release at this stage and the bail application is thereby dismissed.

8. In the result, the bail application stands **dismissed**.

*(Dictated to the Confidential Assistant, typed by her and pronounced by me in open court on this, the 10<sup>th</sup> day of February, 2026.)*

Sd/-  
Judicial First Class Magistrate  
Irinjalakuda

// True copy //

Sd/-  
**Deepa Mohanan**  
**Judicial First Class Magistrate**  
**Irinjalakuda**