

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

Present: Smt.Savitha V.S, Judicial First Class Magistrate
Dated this the 22nd day of April 2026/2nd Vaisakha 1948 SE

C.C. No.1578 OF 2020

Complainant : State of Kerala - rep. by Sub Inspector of Police, Aloor Police Station in Crime No.688/2020
(By A.P.P. Senior Grade, Chalakudy)

Accused : 1. Praveen, aged 27, S/o Prakasan, Thumbarathi house, Behind Pullur hospital Pullur Village, Pullur P.O
2. Jibinraj @ Manikandan, aged 24, S/o Rajan Vellunniparambil house, Illanikkad East

Colony : Kattur Village and desom.
3. Bibinraj, aged 20, S/o Rajan, Vellunniparambil house, -----do-
(Adv. Sri.Jayan Kuttichakku)

Offence : u/S 379, 393 IPC and 27 of Arms Act
Plea : Guilty
Finding : Guilty.
Sentence or order : Accused No. 1 & 3 are sentenced to undergo Imprisonment for 3 years each for the offence under sections 379 IPC . Accused are further sentenced to undergo Rigorous Imprisonment for 6 months under section 393 of IPC and Simple Imprisonment for 6 months for the offence under section 27 of Arms Act. Sentences shall be run concurrently . The period of detention(A1 From 1.7.2020 till 18.9.2020 and from 23.10.2025 till date. A3 from 18.7.2020 till 18.9.2020 and from 4.7.2025 till date) already undergone by the accused shall be set off under section 428 Cr.P.C .Case against accused No. 2 is split up and refiled as CC-----/2026

JUDGMENT

This case is instituted on a final report filed by the Sub Inspector of Police, Aloor Police Station u/S. 379, 393 IPC and 27 of Arms Act .

2. The prosecution case in brief is that, on 30.6.2020 at 21.00 hours, accused with an intention to commit theft, rode a motor cycle bearing registration number KL

46 E 6468 which was stolen by them. They also possessed sword and chilly powder for the purpose of committing theft. When they reached at Manattukunnu they were detected by CW1. Thus the accused are alleged to have committed the afore mentioned offences. Thus, the accused had committed the aforementioned offences.

3. Upon filing the final report, the court took cognizance of the offence punishable u/S. 379, 393 IPC and 27 of Arms Act . The accused No. 1 & 3 are in judicial custody. All accused were in judicial custody and bail order executed on 18.9.2020. Thereafter they jumped bail and violated the bail condition. Thereafter they were involved in another case and produced before the court on production warrant. The court addressed the Taluk Legal Services Authority and appointed a free legal aid counsel for the accused. The copies of the final report and other relevant prosecution records were furnished to them. They were represented by a counsel . The charge under section 379, 393 IPC and 27 of Arms Act was read over and explained to the accused, to which accused number 1 & 3 pleaded guilty. Their plea was accepted as it was made voluntarily and out of their free will.

4. In the result, the accused No. 1 & 3 found guilty of the offences punishable u/S. 379, 393 IPC and 27 of Arms Act and accordingly they are convicted of the said offence u/S. 241 of Cr.P.C.

Sd/-

Judicial First Class Magistrate,
Chalakydy.

5. It is not a fit case to invoke the benevolent provisions of the Probation of offenders Act, 1958. The accused heard on the question of sentence. They pleaded for leniency and set off. The accused remains in judicial custody . This court is of the view that a sentence of imprisonment for three years for the offence under section 379 IPC and Rigorous Imprisonment for 6 months for the offence under section 393 of IPC and Simple Imprisonment for 6 months for the offence under

section 27 of Arms act would meet the ends of justice.

Accused No. 1 & 3 are sentenced to undergo Imprisonment for 3 years each under sections 379 IPC. Accused are further sentenced to undergo Rigorous Imprisonment for 6 months each under section 393 of IPC and Simple Imprisonment for 6 months for the offence under section 27 Arms Act. Sentences shall run concurrently .The period of detention(A1 From 1.7.2020 till 18.9.2020 and from 23.10.2025 till date. A3 from 18.7.2020 till 18.9.2020 and from 4.7.2025 till date) already undergone by the accused shall be set off under section 428 Cr.P.C . Case against accused No. 2 is split up and refiled as CC-----/2026

(Dictated to the Confidential Assistant., transcribed and typed by her, corrected and pronounced by me in open Court on this the 22nd day of April 2026).

Sd/-
**Judicial First Class Magistrate,
Chalaky.**

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**Judicial First Class Magistrate,
Chalaky.**