

**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.1065 OF 2025

Complainant : State of Kerala - rep. by Sub Inspector of
Police, Aloor Police Station
in Crime No.537/25

(By A.P.P. Senior Grade, Chalakudy)

Accused : Riju, aged 26, S/o Lazar,
Tharayil house, Velayanad Ettangady colony
Kottanellur Village

By Adv.Sri.Roger Vargheese

Offence : u/S 303(2) of Bharatiya Nyaya Sanhita 2023
Plea : Guilty
Finding : Guilty.

Sentence or order : The accused is convicted and sentenced to
undergo Simple Imprisonment for three
year u/S.303(2) Bharatiya Nyaya Sanhita .
He is entitled to set off from 03.7.2025 till
this date for the period he underwent in
Judicial custody as under trial prisoner
against the substantive sentences.

JUDGMENT

This case is instituted on a final report filed by the Sub Inspector of Police, Aloor Police Station u/S.303(2) of Bharatiya Nyaya Sanhita 2023.

2. The prosecution case in brief is that, on 03.7.2025 at 7.57 hours accused committed theft of Yamaha Fascino Scooter bearing number KL 45 S

7451 worth Rs.45,000/- from the possession of CW1. Thus, the accused had committed the aforementioned offences.

3. Upon filing the final report, the court took cognizance of the offence punishable u/S.303(2)of Bharathiya Nyaya Sanhita 2023. The accused is in judicial custody from the date of his arrest onwards. The court addressed the Taluk Legal Services Authority and appointed a free legal aid counsel for the accused. Bail was granted to him on 21.11.2025. But he has not executed the bail. Today accused is produced before this court on production warrant for framing charge. The copies of the final report and other relevant prosecution records were furnished to him. Legal aid counsel is provided to him. The charge under section 303(2)of Bharathiya Nyaya Sanhita 2023 was framed read over and explained to the accused, to which he pleaded guilty. His plea was accepted as it was made voluntarily and out of his free will.

4. In the result, the accused is found guilty of the offence punishable u/S.303(2)of Bharathiya Nyaya Sanhita 2023 and accordingly he is convicted of the said offence u/S. 253 of BNSS.

Sd/-

Judicial First Class Magistrate,
Chalaky.

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. He pleaded for leniency and set off. The accused remains in judicial custody from 3.7.2025. this court is of the view that a sentence of imprisonment for three years would meet the ends of justice. Hence, the accused is sentenced to undergo Simple Imprisonment for 3 years u/S. 303(2)

of Bharatiya Nyaya Sanhita . He is entitled to set off from 3.7.2025 till this date for the period he underwent in Judicial custody as under trial prisoner against the substantive sentences.

The property item motor cycle in P.I.No.490/2025 released to RC owner, in interim custody as per order dated 20.8.2025 in CrI.M.P.No.7330/2025 . The interim custody of the vehicle is made absolute after the expiry of the appeal period.

(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).

Judicial First Class Magistrate,
Chalakydy.