

**IN THE COURT OF JUDICIAL FIRST CLASS MAGISTRATE-II
NEYYATTINKARA**

**Present: Smt. Nimmi Nair. M,
Judicial First Class Magistrate-II,**

Monday, 29th September, 2025 /7th Aswina, 1947

C.P. No.91/2024

- Complainant : The State of Kerala represented by the Assistant Commissioner of Police, Fort Sub Division, Thiruvananthapuram City in Thiruvallam Police Station Crime No. 1096/2023.
(By. Sri. Saji. A.V, Assistant Public Prosecutor, Neyyattinkara)
- Accused : 1. Noufal, aged 27 yrs, S/o Najeem, S.N. House, Near Vajra Electricals, Kaithakonam, Market Ward, Kattakada, Perumkulam Village, Thiruvananthapuram District.
2. Sunitha, aged 50 yrs, D/o Shajitha, S.N. House, Near Vajra Electricals, Kaithakonam, Market Ward, Kattakada, Perumkulam Village, Thiruvananthapuram District.
3. Najeem, aged 51 yrs, S/o Ismayil, S.N. House, Near Vajra Electricals, Kaithakonam, Market Ward, Kattakada, Perumkulam Village, Thiruvananthapuram District.
(By. Sri. Arun. V. G, Advocate)
- Offence : Under sections 498A and 306 read with section 34 of the Indian Penal Code, 1860.
- Sentence / Order : The case is committed to Hon'ble Sessions Court, Thiruvananthapuram, as provided under section 209(a) of the Code of Criminal Procedure, 1973.

This case coming on this day, the Court passed the following:-

ORDER

This case has been arisen from the final report filed by the Assistant
Commissioner of Police, Fort Sub Division, Thiruvananthapuram City in

Thiruvallam Police Station Crime No. 1096/2023 against the accused who alleged to have committed the offences punishable under sections 498A and 306 read with section 34 of the Indian Penal Code, 1860.

2. **Prosecution case in brief is as follows:-** The first accused is the husband of the deceased victim, while the second and third accused are her mother-in-law and father-in-law. The first accused married the deceased on 19.07.2020 at Neyyattinkara R.B Palace in accordance with religious rites and ceremonies, and thereafter they resided at the matrimonial home of the accused persons. It is alleged that the accused subjected the deceased to both physical and mental cruelty. On 28.09.2023, while the first accused was admitted at Lords Hospital, Anayara, for a piles operation, the second accused assaulted the deceased, beating her on her thigh, scratching her face, and brutally injuring her. Unable to bear the pain, the deceased made a WhatsApp video call to the informant and narrated the incident. At that time, the first accused forcibly snatched the mobile phone from her, threw it on the floor, and broke it. Owing to the continuous cruelty and matrimonial disputes, the deceased left the marital home and began residing with her parents. On 26.12.2023 at about 4.00 p.m., the first accused went to the parental house of the deceased and took away their child in a car. Aggrieved and distressed by this act, between 16.48 hours and 18.25 hours on the same day, the deceased committed suicide by hanging from the ceiling of her bedroom in house No.TC 58/212 of Punchakary Village. It is

alleged that the accused Nos. 1 to 3, by subjecting the deceased to continuous physical and mental torture, instigated her to take the extreme step and thereby acted in furtherance of their common intention as abettors to the commission of suicide. Thus, the accused Nos.1 to 3 are alleged to have committed the offences punishable under sections 498A and 306 read with section 34 of the Indian Penal Code, 1860.

3. On appearance of the accused, the copies of all relevant prosecution records were furnished to the accused and requirements under section 207 of the Code of Criminal Procedure, 1973 are complied with. The accused are on bail and is directed to appear before the Honourable Sessions Court as and when required.

4. On perusal of records, it is seen the the offences alleged against the accused are exclusively triable by the Honourable Sessions Court and the case against them is to be committed to Honourable Sessions Court for trial as provided under section 209 (a) of the Code of Criminal Procedure, 1973.

5. The case records shall be forwarded to Hon'ble Sessions Court. The properties, if any produced shall be sent subject to Rule 77(2) of Criminal Rules of Practice, Kerala.

6. Notify the Public Prosecutor of the commitment of the case to the Court of Sessions under section 209(d) of the Code of Criminal Procedure, 1973.

7. The office is directed to keep certified copies of all relevant records before sending to the Hon'ble Court of Sessions.

(Dictated to the Confidential Assistant, transcribed and typed by him corrected and pronounced by me in open Court on this the 29th day of September, 2025.)

Sd/-

**Judicial First Class Magistrate-II,
Neyyattinkara.**

//True Copy//

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Neyyattinkara.**