

IN THE COURT OF THE JUDICIAL FIRST CLASS MAGISTRATE -I,
SULTHAN BATHERY

Present: - Smt. Safeena C.C,
Judicial First-Class Magistrate-I,
Sulthan Bathery.

Friday 30th day of January 2026
10th day of Magha, 1947

COMMITTAL PROCEEDINGS No.68/2025

Complainant	:	State represented by the Excise Inspector, Sulthan Bathery Excise Range in Crime No. 124/24. (By Sri. Aneesh Joseph, APP Gr.I) (In charge)
	A1	Bomman S/o Kalan, aged 65/24, Oorali colony, Muthanga Thakarapadi desom, Noolpuzha village. (A2 in the parent case) (By Adv. P.C Praveen)
Charge	:	u/s 55(a), 55(i), and 15(c) of the Abkari Act.
Order	:	Case against accused is committed to the Honourable Court of Session, Kalpetta u/s 232 of Bharatiya Nagarik Suraksha Sanhita (BNSS).

COMMITTAL ORDER

This case was charge-sheeted by the Excise Inspector, Sulthan Bathery Excise Range, in Crime No. 124/24 against the accused for offences punishable under Sections 55(a), 55(i), and 15(c) of the Abkari Act.

02. The prosecution alleges that on 24.07.2024, at about 17:15 hours, at Kallur, Noolpuzha, Sulthan Bathery, the first accused was

found in possession of 5.4 litres of coloured liquor. It is further alleged that the second accused received the liquor from the first accused and consumed it, thereby becoming intoxicated in a public place. Accordingly, the accused are alleged to have committed the offences under the Abkari Act as noted above.

03. Originally, this case was taken on file as C.P. No. 59/2025. In this case, A1 was committed to the Hon'ble Sessions Court on 20.12.2025. However, A2 could not be secured despite the issuance of coercive processes. Consequently, the case against A2 was split up and refiled as C.P. No. 68/2025. The accused (A2) was arrested and produced before the Court on 31.12.2025. The offence alleged against A2 is under Section 15(c) of the Abkari Act; however, the Investigating Officer filed the charge sheet against both accused under Sections 55(a) and 55(i) and 15 (c) of the Abkari Act, resulting in a combined charge sheet. Bail was granted, but no sureties were present; hence, the accused was remanded to judicial custody until 07.01.2026. On 05.01.2026, bail was granted to the accused, and he was furnished with all relevant prosecution records as required under Section 230 of the Bharatiya Nagarik Suraksha Sanhita (BNSS).

04. The offences alleged against the accused is exclusively triable by the Hon'ble Court of Session. Therefore, the case is committed to the Hon'ble Court of Session, Kalpetta, for trial in accordance with Section 232 of Bharatiya Nagarik Suraksha Sanhita (BNSS).

05. The Public Prosecutor, Kalpetta shall be notified of the commitment of the case.

06. Transmit the case records and material objects, if any, to the Hon'ble Court of Session, Kalpetta.(The case records already transmitted to Hon'ble Court of Sessions in CP 59/2025)

07. Accused is (A2 in the parent case) is directed to appear before the Hon'ble Court of Session, Kalpetta, as and when required.

(Pronounced by me in open court this the 30th day of January 2026)

sd/-

JUDICIAL FIRST CLASS MAGISTRATE-I

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JUDICIAL FIRST CLASS MAGISTRATE-I
SULTHAN BATHERY

IN THE COURT OF THE JUDICIAL FIRST CLASS MAGISTRATE -I,
SULTHAN BATHERY.

DIARY EXTRACT IN CP 68/25

Complainant	:	Excise Inspector, Sulthan Bathery Excise Range Cr. 124/24
Accused	:	Bomman S/o Kalan (A2 in the parent case)
Charge	:	U/Ss 55(a) & 55(i), 15 (c) of Abkari Act.
Date of filing	:	22.12.2025
Date of hearing	:	31.12.2025
29.11.2025	:	Accused arrest and produced before the court at 3.30 PM. He is major. The offence alleged against the accused u/s 15 (c) of Abkari Act, but the Investigation officer file charge sheet along with other accused u/s 55 (a), 55(i) of the Abkari act. So there is no split charge sheet filed the both accused turned together but considering the offence alleged against this accused u/s 15(c) of Abkari Act. Bail granted. But no sureties present. Hence he is remanded to judicial custody till 7-1-26. Address LADC for his arrest. Office is directed to serve copy to the LADC counsel today itself. 7.1.26
05.01.2026	:	Bail granted executing a bond of Rs. 25,000 each with the 2 solvent sureties for the like sum, issue release order and accused shall be present

before the court. 7.1.26

7.1.2026

: Accused present. Copy served through office and for verification. 30.1.26

30.01.2026

: Accused present and copy verified submitted by the Learned counsel for the accused. Hence case committed to the Honorable Sessions Court and address prosecution.

sd/-

JUDICIAL FIRST CLASS MAGISTRATE-I

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JUDICIAL FIRST CLASS MAGISTRATE-I
SULTHAN BATHERY

FORM No.31

Notice of commitment by Magistrate to Public Prosecutor

The Magistrate of Judicial First Class Magistrate-I, Sulthan Bathery hereby gives notice that I have committed CP 68/25 for trial at the next sessions; and I hereby instruct the Public Prosecutor to conduct the prosecution of the said case.

The charges against the accused is that he had committed offences punishable under Sections 55(a) and 55(i) and 15(c) of Abkari Act.

(Dated this the 30th day of January 2026)

sd/-

JUDICIAL FIRST CLASS MAGISTRATE-I

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JUDICIAL FIRST CLASS MAGISTRATE-I
SULTHAN BATHERY

No. CP 68/25

Office of the Judicial First Class Magistrate I,
Sulthan Bathery, dated 30.01.2026

From

Safeena C.C
Judicial First Class Magistrate I,
Sulthan Bathery.

To

The Honourable Sessions Judge,
Kalpetta.

Sir,

Sub:- Crl. Justice CP 68/25 on the file of this court- committed
case records- submitting of – reg:-

Th entire case records in CP 68/25 on the file of this court duly
arranged and indexed with the committal order and true extract of case diary
are submitted herewith. The receipt of the same may kindly be
acknowledged.

Yours faithfully

Judicial First Class Magistrate -I
Sulthan Bathery

FORM NO. 44

Number of the case : CP.68/25

Name of accused : Bomman S/o Kalan (A2 in parent case)

Substance of the complaint : U/Ss 55(a) & 55(i), 15(c) of Abkari Act

Name of the complainant or the police station from which the charge sheet was received with the date and number of the charge sheet. : State represented by the Sub Inspector of Police, Sulthan Bathery Police station in Cr. 124/24, Charge Sheet No. 113/25, dated: 30.10.25.

Result of the enquiry : Committed to Hon'ble Sessions Court, Kalpetta.

Date of offence : 24.07.2024

Date of complaint : 01.11.2025

Date of apprehension or Appearance : 05.01.2026

Date of closing proceeding : 30.01.2026

Explanation for delay : No delay.

sd/-

JUDICIAL FIRST CLASS MAGISTRATE-I

//True copy//

JUDICIAL FIRST CLASS MAGISTRATE-I
SULTHAN BATHERY