

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

Present: Smt. Safeena C.C,
Judicial First Class Magistrate-I,
Sulthan Bathery.
Tuesday 31st day of March 2025
The 10th day of Chaithra, 1948

C.M.P 1/2026 IN CALENDAR CASE NO. 722/2016

Petitioner/Accused	:	Visnhu M.V S/o Velukkan, aged22/16, Mangalamkunnu, Manikyampaniya colony, Kariyambadi. (By Adv. Jithin Vijayan ADC, LADCS Wayanad)
Respondent/Complainant	:	State represented by the Sub Inspector of Police, Meenangadi Police Station, in crime 424/16 (By Sri. Aneesh Joseph APP Gr.I) (In charge)
Offence	:	U/Ss 341, 324 r/w sec.34 IPC
Order	:	Petition allowed.

This application having been heard finally on 30.03.2026 and the court passed the following: -

O R D E R

A petition has been filed seeking modification of the bail conditions previously imposed on the petitioner/accused in CMP 2960/2025.

02. The petitioner averred that this Court had enlarged him on bail on 20.12.2025 in CMP 2960/2025, subject to the condition that he shall execute a bond for ₹25,000/- with two solvent sureties each for the like sum. The petitioner seeks modification of this condition, submitting that he belongs to the ST community and is unable to produce two solvent sureties before this Court due to indigency. He is, however, ready to produce one solvent surety and prays that the Court

may kindly modify the bail condition and allow him to be released on his personal bond. Considering the 106 days of custody already undergone by the petitioner/accused and his inability to produce the requisite sureties, it is humbly submitted that, in the interest of justice, the bail condition in CrI.M.P 2960/2025 may be modified to permit release on personal bond.

03. Heard both sides.

04. No report has been filed by the prosecution, and consequently, no objection has been recorded in CMP-1/26.

05. upon perusal of the records the investigation in this matter completed and the final report has been filed by the respondent police. The learned counsel for the petitioner's submitted that the petitioner belongs in ST Community and he has no two solvent sureties Since considering the stage of case and no suerties available submitted by the petitioner counsel and more over examination remainag witness require more time so, I find that the petition can be allowed.

06. Upon perusal of the records, it is observed that the investigation in this matter has been completed and the final report has been filed by the respondent police. The learned counsel for the petitioner has submitted that the petitioner belongs to the Scheduled Tribe (ST) community and, due to indigency, is unable to produce the two solvent sureties as required under the earlier bail order. It is further submitted that the petitioner has already undergone substantial custody, having spent over 100 days in detention. Considering the stage of the case, the petitioner's genuine inability to comply with the original surety requirement, and the fact that examination of the

remaining witnesses and other trial proceedings will require additional time, I am of the considered view that it would be just and equitable to modify the bail conditions. Hence petition allowed.

- (i) The petitioner shall be released on bail upon executing a personal bond for ₹15,000/- (Rupees Fifteen Thousand only).
- (ii) All other conditions imposed in CMP 2960/2025 shall remain in force.

(Pronounced by me in open Court this the 31st day of March 2026)

sd/-

JUDICIAL FIRST CLASS MAGISTRATE-I

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JUDICIAL FIRST CLASS MAGISTRATE-I
SULTHAN BATHERY