

IN THE COURT OF THE JUDICIAL FIRST CLASS MAGISTRATE -II.

SULTHAN BATHERY

Present:- Smt. Gale Joy Chettupuzha
Judicial First Class Magistrate-II
Sulthan Bathery.

Saturday, 7th day of March, 2026
16th Phalguna, 1947

CMP No. 1/2026
In CC 1134/2020

Petitioner/Accused : Babu, Aged 43 years,
S/o. Bhairan, Narivayal colony,
Pakkam, Pulpally, Sultan Bathery.
(By Adv. Jithin Vijayan)

Respondent/Complainant : State represented by the Sub
Inspector of Police, Pulpally
Police Station, in crime 691/16.
(By Sri. Aneesh Joseph-APP)

Offence : U/s 341 and 324 of the
Indian Penal Code, 1860

Order : Bail application is allowed
ORDER

This is an application filed under Section 480 of the Bharatiya
Nagarik Suraksha Sanhita, 2023.

2. The petitioner is the accused in C.C. No. 1134/2020. The offences
alleged against the petitioner are punishable under Sections 341 and 324 of the
Indian Penal Code, 1860. In connection with the above case, the petitioner has
been in judicial custody since 25.11.2025.

3. The prosecution allegation is that at about 21.00 hours on
26.10.2016, at Pakkam in Pulpally Amsom, the accused wrongfully restrained
the de facto complainant and voluntarily caused hurt to him by beating him
with a stick, which is alleged to be a dangerous weapon. Thus, the petitioner is
alleged to have committed the aforesaid offences.

4. Notice of the application was given to the learned Assistant Public Prosecutor.

5. The learned counsel for the petitioner submitted that the accused has been in judicial custody for the past 100 days and that the investigation is complete and the final report has already been filed before this Court. Therefore, the continued custody of the petitioner is not required for the purpose of investigation. It is also submitted that the accused is the sole breadwinner of his family and that if the petition is disallowed, it will adversely affect his family and dependents. The counsel further submitted that the petitioner is ready and willing to obey any conditions that may be imposed by this Court while granting bail.

6. Heard the learned counsel for the petitioner. Perused the records.

7. It is important to note that the petitioner/accused has been in judicial custody for the last 100 days. Upon perusal of the records, I am satisfied that the investigation is over and the final report has already been filed. Hence, I am of the view that the further detention of the petitioner in custody is not required.

Hence, this application for bail is allowed subject to the following conditions:

1. The petitioner/accused shall execute a bond for ₹25,000/- (Rupees Twenty Five Thousand only) with two solvent sureties, each for the like sum.
2. The petitioner shall not commit any offence while on bail.
3. The petitioner shall appear before the Court as and when directed.

(Pronounced by me in open court this the 7th day of March, 2026).

Judicial First Class Magistrate -II