

IN THE COURT OF THE JUDICIAL FIRST CLASS MAGISTRATE – II
(ADDITIONAL MUNSIFF), KASARAGOD

Present: Sri.Abdulbasith.TV, Judicial First Class Magistrate-II
(Additional Munsiff)

Dated this the 21th day of Febraury, 2026/2nd Phalguna, 1947

CC 651/2022

Complainant : SHO, Badiadka P.S, Cr.No. 350/2012
(Represented by APP, Kasaragod)

Vs.

Accused : Sayed Shefeeq Rahman Imbichikoya
Thangal, S/o. Muhammed Moula
Thangal, aged DOB 1997, R/at.Adkam
House, Mugu Village, Badiadka,
Kasaragod

(Represented by Sri.ggggfg , Advocate,
Kasaragod).

Offence U/s. 498A of IPC.

Plea : Not guilty

Finding : Not guilty.

Sentence or order : Accused is found not guilty for the
offences punishable u/s. 498A of IPC
and he is acquitted u/s. 248(1) of
Cr.P.C. The accused is set at liberty.

J U D G M E N T

In this case, the charge sheet has been filed by the Assistant Sub
Inspector of Police, Badiadka Police Station, in crime No.350/2012 for
the offence's punishable U/s: 498A of the Indian Penal Code, 1860
against the above accused.

2. The prosecution case is that on 30.06.2018 accused married CW1 and lived as husband and wife, at Adukkam in Mugu Village, and cruelty towards CW1 by demanding more gold and money. Thereby committed offence punishable u/s.498A of IPC. Charge sheet filed before this court.

3. In this case, the final report was filed before this court against the above-accused person and cognisance of the above offences was taken by this court. After that, the process was issued to the accused person. The accused person appeared before the court. The accused person was enlarged on bail. The accused was furnished with copies of all relevant prosecution records. Charge u/s. 498 A of the IPC read over and explained to all accused. He pleaded not guilty and claimed to be tried.

4. The prosecution cited 10 witness. The prosecution examined PW1 to 3, and Exts.P1 is marked. After closing prosecution evidence, the accused was questioned u/s. 313 Cr.P.C. again denied the commission of the offence and stated that he has no connection with the offences alleged against them. The accused was called upon to adduce defence evidence. But no defence evidence has been adduced.

5. Heard both sides.

6. The following points arise for consideration: -

1. Did the accused, in furtherance of their common intention, commit cruelty against CW1 as alleged by the prosecution?
2. Are the accused guilty of any offences alleged against them?
3. What is the sentence or other orders to be passed?

7. Points No.1 to 3: - The points is considered together for the convenience of the convenience. CW1 is examined as PW1 she deposed that accused is her husband and he preferred complaint against before the police. FIS is marked as Ext.P1. He deposed that she was not attacked by the accused and no grievance against the accused. CW2 and 3 are examined as PW2 and 3. They are cited as occurrence witnesses. They did not support the prosecution case. He stated that they did not see the incident in which CW1 was attacked.

Perusing the reocrd it is found that PW1 is the wife of the accued. There is no incriminating evidence against the accused. Hence, thee points is found agaist the prosecution case.

8. Points No.4 & 5- In view of my findings on points Nos. 1 to 3, the accused is found not guilty of the offences punishable u/s. 498A of IPC.

In the result, accused is found not guilty for the offences punishable u/s. 498A of IPC and he is acquitted u/s. 248(1) of Cr.P.C. The accused is set at liberty.

Properties if any in this case shall be destructed after the expiry of appeal period.

Dictated to the confidential assistant transcribed and typed by her, corrected and pronounced by me in open Court this the 21st day of February, 2026

Sd/-

JUDICIAL FIRST CLASS MAGISTRATE-II,
KASARAGOD.

// True copy//

JUDICIAL FIRST CLASS MAGISTRATE-II,
KASARAGOD.

A P P E N D I X

List of Prosecution/Defence/Court Witnesses:

A. Prosecution Witnesses:-

		Date of Examination	Whether Eye witness, Police witness, Expert witness, Medical witness, Other witness
PW1	Selmabi, D/o.Seyd Farooq Thangal (CW1)	15.10.2025	Other Witness
PW2	Thahira, W/o.Seyd Farooq Thangal (CW2)	15.10.2025	Other Witness
PW3	Sherafudeen Thangal , S/o.S.A. Thangal (CW3)	15.10.2025	Other Witness

B. Defence Witnesses : Nil

C. Court Witnesses : Nil

List of Prosecution/ Defence/ Court Exhibits

A. Prosecution Exhibits:

Sl No	Exhibit Number	Date	Description
1	P1/PW1	15.10.2025 2025	First Information Statement Dated

B. Defence Exhibits : Nil

C. Court Exhibits : Nil

D. Material Objects Marked : Nil

Sd/-

JUDICIAL FIRST CLASS MAGISTRATE-II,
KASARAGOD.

// True copy//

JUDICIAL FIRST CLASS MAGISTRATE-II,
KASARAGOD.

<u>FAIR/COPY JUDGMENT</u> <u>in CC 651/2022</u>
DATED: 21.02.2026

