

IN THE COURT OF THE JUDICIAL FIRST CLASS MAGISTRATE-I
ALAPPUZHA

Present : Smt. Shana Beegam, Judicial First Class Magistrate

Dated this the 05th day of May, 2026

B.A. No.08/2026 in Crime No.298/2026 of Alappuzha South Police Station

Petitioners/Accused	:	A2. Ansil aged 18, S/o Arshad, HB Padam, Valiyamaram Ward, Alappuzha A3. Rasil aged 19, S/o Shahul Hameed, Kaniyaparambu, Valiyamaram Ward, Alappuzha A4. Neharshad aged 18, S/o Ibrahim, Appu Manzil, Punnapra south panchayath ward no.14, Puthuval, Alappuzha Rep. by Adv. Pramel P.
Respondent/Complainant	:	State of Kerala represented by the Sub Inspector of Police, Alappuzha South Police Station Rep. by APP, Alappuzha
Offence	:	U/s.296(b), 115(2), 118(1), 126(2), 3(5) of Bharatiya Nyaya Sanhita, 2023
Order	:	Petition allowed

This case finally heard on 30.04.2026 and the court on 05.05.2026 passed the following :

ORDER

1. This application for bail is filed u/s.480 of BNSS for and on behalf of the second, third and fourth accused in the above crime against whom commission of offences u/s.296(b), 115(2), 118(1), 126(2), 3(5) of Bharatiya Nyaya Sanhita, 2023 are alleged.
2. The prosecution case is that, the accused persons with the common intention to assault the defacto complainant, on 20.04.2026 at 06:30 PM at the parking area of Pagoda bar, second accused uttered abusive words against him and voluntarily caused hurt to him by beating on his cheek, third accused wrongfully restrained him, fourth accused beating on his face and first accused caused hurt to him by beating with the handle of a knife on his head and face, causing injury to below of his elbow, resulting in four sutures on his hand and second and third accused together criminally intimidated him by showing a knife against him and took away him into a bike and get down at the Kallupalam. Thus the accused are alleged to have committed the offences mentioned above.
3. Petitioners/accused nos.2 to 4 were arrested and produced before the court on 26.04.2026 and they were remanded to judicial custody.
4. Copy of the petition was served to the learned A.P.P. and the learned A.P.P. raised only formal objection.
5. On the other hand, the learned counsel for the accused persons submitted that this crime is a falsely foisted one. He further stated that the investigation against the accused persons is almost completed. They are detained from 26.04.2026. Hence, further custody of the accused persons is not necessary. Hence, he prayed for allowing this petition.
6. Heard both sides and perused the records.

7. Points that arise for consideration are :

- i. Is the petitioner entitled to an order of bail as prayed for ?
- ii. Finding and order ?

8. **Point No.1** : On perusal of the case records, it is seen that the offences alleged against the accused are serious in nature. However it is seen from the records that the investigation against these accused is almost completed. Considering the entire facts, circumstances of the case and tender age of the accused persons, I am of the view that bail can be granted to the accused persons by imposing stringent conditions.

9. **Point No.2** : In the result, bail application is allowed by imposing stringent conditions as follows :

- i. Petitioners/accused nos.2 to 4 shall execute a bond for ₹30,000/- each with two solvent sureties each for the like sum.
- ii. Petitioners/accused shall not intimidate or influence or threaten the witnesses including the defacto complainant.
- iii. Petitioners/accused shall co-operate with the investigation.
- iv. Petitioners/accused shall appear before the Investigating Officer on every Saturday between 10.00 and 11.00 AM until final report is filed.
- v. Petitioners/accused shall not involve in any similar offences involving any moral turpitude.
- vi. Petitioners/accused shall be under the observation of Probation Officer for a period of six months.

- vii. The probation officer shall be file a report with respect to the petitioners after the said period before this court.

Communicate the order to the Probation Officer.

Pronounced in the open court on this the 05th day of May, 2026.

Sd/-
Judicial First Class Magistrate-I
Alappuzha