

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

Present : Ms. Seethal M. Sasidharan, Judicial First Class Magistrate-II,
Alappuzha

(In-Charge of Judicial First Class Magistrate-I, Alappuzha)

Dated this, the 16th day of May, 2026

**CMP No.04/2026 in Crime No.298/26 of Alappuzha South Police
Station**

Petitioner/Accused : A1.Goutham, 21 years, S/o Ani, Puthenveli
house, Punnapra.P.O, Alappuzha

(By.Adv.S.Jyothikumar)

Respondent : State of Kerala represented by
the Sub Inspector of Police,
Alappuzha South Police Station
Rep. by APP, JFCM- IIALappuzha

Offences : U/s.296(b), 115(2), 118(1), 126(2) r/w
3(5) of BNS

Proceedings : S.480 Bharatiya Nagarik Suraksha
Sanhita, 2023

Order : Allowed

The petition having been heard on 16.05.2026 and the court on the same
day passed the following :

ORDER

1. This is an application filed under Section 480 of the Bharatiya Nagarik Suraksha Sanhita, 2023.
2. The prosecution case, in brief, is that, the accused persons with the common intention to assault the informant, on 20.04.2026 at 6.30 PM at the parking area of Pagoda bar, second accused uttered obscene words against him and voluntarily caused hurt to him by beating on his cheek, third accused wrongfully restrained him, fourth accused beat him 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 below his elbow, resulting in four sutures on his hand and second and third accused together criminally intimidated him by showing a knife at him and took away him in a bike and abandoned him at Kallupalam. Thus, the accused is alleged to have committed offences punishable under Sections 296(b), 115(2), 118(1), 126(2) r/w 3(5) of BNS.
3. Notice was served to Learned Assistant Public Prosecutor. The SHO, Alappuzha South police station filed report objecting the release of the accused. He submitted that if accused is released on bail there is every chance of him to intimidate the witnesses and tamper with the evidence.
4. Heard both sides and perused the records.
5. The petitioner is the first accused in the above crime. The learned counsel for the accused submitted that petitioner was handed over to the custody of police and his custodial interrogation is already completed. He submitted that further detention of petitioner is not necessary for further investigation. The Learned APP on the other hand strongly opposed the bail application on the ground that the offence alleged is very serious in nature and that he has several criminal

antecedents.

6. The petitioner/accused was arrested and produced before this Court on 29.04.2026 and was remanded to judicial custody on the same day. The offences alleged against the accused are serious in nature, and he has criminal antecedents. However, it is seen from the records that custodial interrogation of the petitioner has already been completed by the Investigating Officer. On an analysis of the report, it is evident that the investigation has progressed substantially. Hence, considering the entire facts and circumstances of the case, including the tender age of the accused, this Court is of the view that bail can be granted to the petitioner by imposing stringent conditions. In the result, bail application is allowed as follows:

- (1) The petitioner shall execute a bond for Rs.30,000/- (Rupees thirty Thousand only) with two solvent sureties each for the like sum.
- (2) The petitioner shall not influence or intimidate any person acquainted with the facts of the case or tamper with evidence.
- (3) Petitioner shall co-operate with the investigation.
- (4) Petitioner shall appear before the Investigating officer on every Saturdays between 10.00 am and 2.00 pm till the charge sheet is filed in this case or for a period of two months, whichever is earlier.
- (5) The petitioner shall not indulge in any offence while on bail.

Pronounced in the open court on this the 16th day of May, 2026.

sd/-

Judicial First Class Magistrate-I

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Judicial First Class Magistrate-I

Alappuzha (In-Charge)