

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

Present:- Smt. Karthika Prasad, Judicial First Class Magistrate I.

Tuesday the 12th day of March, 2024/ 22nd day of Phalguna 1945 S.E.

Committal Proceedings No. 68/2023

Complainant	:	State of Kerala, represented by Sub Inspector of Police, Pathanamthitta in Cr. 48/23 of Pathanamthitta Police Station. [By Sri. Rajmohan, A.P.P, Grade-II, Pathanamthitta]
Accused	:	Akhilesh M G, aged 43 years, S/o Gopalakrishnapillai P G Sadanam veedu, Vettuvazhi, Kuriyodu P O, Chadayamangalam [By Adv. George Mathew]
Offences	:	U/ss. 376(2)(n), 506 and 420 of IPC
Order	:	Case is committed to the Hon'ble Sessions Court, Pathanamthitta, u/s. 209 Cr.PC.

The case having been finally heard on 12.03.24 and the court on the same day delivered the following:-

ORDER

1. The final report in this case is filed by Sub Inspector of Police, Pathanamthitta in Crime No. 48/23 of Pathanamthitta Police Station against the accused alleging offences punishable under sections 376(2)(n), 506 and 420 of IPC.
2. The prosecution case, in brief, is as follows:- With the intention to have sexual intercourse with the informant, who is the wife of one Mr. Rajesh having two children, when the latter was abroad, promising her to marry committed sexual intercourse with her apart from residing together from 2021 December onwards. While so, the accused married another lady in the month of September 2022. In the meantime, she got divorce from the marital relationship with said Rajesh. During the said period, the accused obtained some gold ornaments of the informant apart from Rs.3 lakhs from her. Subsequently on demand, he issued a cheque from his account having no funds. Thus the accused is alleged to have committed the aforesaid offences.
3. On filing of the final report, court took cognizance of the offence punishable under sections 376(2)(n), 506 and 420 of IPC. On appearance of the accused, copies of relevant prosecution records were furnished and thereby complied with section 207 of the Cr. P.C.
4. On perusal of the case records, it appears that the accused is on bail and the offences alleged against him is exclusively triable by the Hon'ble Court of Sessions, and therefore the case is to be committed to the Hon'ble Sessions Court for trial. Hence, the case of the accused is committed to the Hon'ble Court of Sessions, Pathanamthitta under section 209 Cr.P.C.

5. In the result,

1. This case is committed to the Court of Sessions, Pathanamthitta under sec. 209(a) of Cr.P.C.
2. Accused is on bail, and he is directed to appear before the Hon'ble Sessions Court as and when directed to do so.
3. Forward the entire records to the Hon'ble Court of Sessions forthwith.
4. Forward the properties, if any, to the Hon'ble Court of Sessions, Pathanamthitta when it is so directed by the Court of Sessions.
5. Notify the learned Public Prosecutor, Pathanamthitta of the committal of case to the Hon'ble Court of Sessions.

(Dictated to the Confidential Assistant, transcribed and typed by him corrected by me and pronounced in open court on this day the 12th day of March, 2024)

Sd/-
JUDICIAL I CLASS MAGISTRATE I
PATHANAMTHITTA

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PATHANAMTHITTA