

Case called out.

Sri GPT files Vakalath for Respondent.

ORDER ON IA.1/2025

Heard the Counsel for Appellant and Respondent on delay application.

Perused the affidavit enclosed to the application and also grounds in the appeal memo.

The Appellant has stated in the affidavit that, due to financial problem he was unable to file the appeal within time and as such, there is delay of 28 days in filling the Appeal.

The Appellant has shown sufficient reason to condone the delay. Hence, the application is allowed and the delay of 28 days in filling the appeal is hereby condoned.

ORDER ON IA. 2/2025

The Appellant/Accused has filed this Appeal challenging the Judgment of conviction dated 23-09-2025 passed by the Addl. Senior Civil Judge and Prl. JMFC., Karwar in C.C.No.2005/2024.

Along with appeal, the Appellant has filed an application under Section 430 of BNSS, seeking suspension of sentence, passed in C.C.No.2005/2024.

Perused the application, memo of facts and grounds in the appeal memo.

The Addl. Senior Civil Judge and Prl. JMFC., Karwar, has convicted the Appellant / Accused in C.C. No.2005/2024 dated 23-09-2025 and sentenced to pay a fine of Rs.7,00,000/- and in default of payment of fine amount, the Accused shall undergo simple imprisonment for a period of two years.

The Appellant has made out sufficient grounds for suspension of

sentence. Hence the following;

ORDER

The operation of the sentence of conviction passed by the Addl. Senior Civil Judge and Prl. JMFC., Karwar in C.C.No.2005/2024 dated 23-09-2025, is hereby suspended for a period of six months, subject to deposit 20% of the cheque amount within two months from this order, before the Trial Court and to offer bail on personal bond of Rs.50,000/- with one surety for likesum to the satisfaction of the Trial Court.

Call for TCR

Matter referred to mediation on 09-02-2026 and if not settled, call on 28-02-2026.

Both the Counsels are directed to keep the parties present before this Court on the next date of hearing.

Sd/-

II Addl., District & Sessions Judge,
U.K., Karwar