

Case called out.
Sri RVB files Vakalath for
Respondent society.

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 ill health and
financial problem, she was unable to
travel long distance from her village to
contact her advocate to file an appeal
within time and as such there is delay of
175 days in filling the Appeal.

The Appellant has shown sufficient
reason to condone the delay. Hence the
delay of 175 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 03-06-2025 passed by
the Addl. Civil Judge and JMFC.,
Kumta in C.C.No.31/2025.

Along with appeal, the Appellant
has filed an application under Section
430 of BNSS, seeking suspension of
sentence, passed in C.C.No.31/2025.

Perused the application,
memorandum of facts, Judgment of the
Trial Court and grounds in the appeal
memo.

The Addl. Civil Judge and JMFC.,
Kumta, has convicted the Accused in
CC.No.31/2025 dated 03-06-2025 and
sentenced to pay a fine of Rs.1,93,000/-
and in default of payment of fine
amount, the Accused shall undergo

simple imprisonment for a period of six months.

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. Civil Judge and JMFC., Kumta in C.C.No.31/2025 dated 03-06-2025, is hereby suspended for a period of six months, subject to pay fine of Rs.500/- and 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.15,000/- with one surety for likesum to the satisfaction of the Trial Court.

Call for TCR.

Matter referred to mediation on 13-02-2026 and if not settled, call on 05-03-2026.

Issue notice to both the parties.

Sd/-

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