

**IN THE COURT OF SESSION (VACATION COURT),
ERNAKULAM DIVISION**

Present:

**Sri. Madhusoodanan T/Special Judge (Idamalayar Investigations)/Additional
District & Sessions Judge-V, Ernakulam
(Judge, Vacation Court)**

Saturday, the 25th day of April, 2026/5th Vysakha, 1948

Crl.MP No.01/2026 in Crl.Appeal No.225/2026

(Against the judgment dated 30.03.2026 in CC No.3251/2019 on the file of
Judicial First Class Magistrate Court (NI Act), Ernakulam)

**Appellant/
Petitioner:**

Anil Kumar Chinnappan, aged 45 years, S/o.
Chinnappan, Proprietor Padma Associates, Erappanal,
Paingottoor Post Kulappuram, Ernakulam- 686 671

By Adv. B.C. Bineesh

**Respondent/
Complainant:**

1. HDB Financial Services Ltd., 2nd Floor, Chaithanya Building Opp. Swapnil Apartments, K.K. Road, Kadavanthra, Kochi -682 017, represented by its Legal Officer Mr. Pratheesh A.C., aged 35 years, S/o. Chandran.
2. State of Kerala, represented by Public Prosecutor, District & Sessions Court, Ernakulam-682011.

By Public Prosecutor Sri. Manoj G Krishnan

This petition filed under Section 430 of Bharatiya Nagarik Suraksha Sanhita 2023 to suspend the conviction and of sentence imposed against Appellant/Accused in vide judgment dated 30.03.2026 in CC No.3251/2019 on the file of Judicial First Class Magistrate Court (NI Act), Ernakulam, and release the Accused.

This petition coming on for hearing on 25.04.2026 and the Court on the same day passed the following:

ORDER

This petition is filed under Section 430 of BNSS by the appellant in Criminal Appeal No. 225 of 2026 to suspend the sentence passed against the appellant by the

Judicial First Class Magistrate NI Act, Ernakulam in CC 3251/2019.

2. As per the judgment dated 30.03.2026 the petitioner was sentenced to undergo imprisonment till rising of the court and to pay fine of Rs.83,258/-. In default of payment of fine the accused was directed to undergo simple imprisonment for a period of three months.

3. Heard the counsel for the appellant.

4. The appeal has been admitted. On going through the appeal memorandum, it is evident that the petitioner has an arguable case. Therefore, in the interest of justice, the sentence imposed on them is to be suspended till the disposal of the appeal.

5. In the result, the petition is allowed.

Execution of the sentence imposed on the appellant shall stands suspended and bail granted to the petitioner on condition that the appellant shall execute a bond for ₹2,00,000/- with two solvent sureties, each for the like sum to the satisfaction of trial court within one month from today.

Dictated to Adalat AI, corrected and pronounced by me in open court on this the 25th day of April 2026.

Sd/-

Madhusoodanan T
Judge, Vacation Court

Typed by: Sindhu S.T
Comp.by:

\\True copy\\
(By Order)

Vacation Officer

**Crl.MP No.01/2026 in
Crl.Appeal No.225/2026
Order dated: 25.04.2026**