

***Present:-***

**Tuesday, 5<sup>th</sup> day of May, 2026/ 15<sup>th</sup> Vaisakha, 1948**

**Crl.MP No.01/2026 in Crl.Appeal No.252/2026**

**By Advs. Abdul Jaleel, Sulfia M A, M J Pavu,  
Abdul Majeed K M, Shijo P J & Ajmal Jabbar.**

**R2-By Public Prosecutor Smt. Sangeetha K S.**

This petition coming on for hearing on 05.05.2026 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. 252 of 2026 to suspend the sentence passed against her by the Judicial First Class Magistrate II, Kochi.

2. As per the judgment dated 31.03.2026, the trial court found the

appellant guilty of the offence punishable under Sections 138 of Negotiable Instruments Act. She is convicted and sentenced to undergo imprisonment till rising of the court and to pay a fine of ₹1,20,650/- under section 138 of Negotiable Instruments Act. In default of payment of fine, the appellant is sentenced to undergo simple imprisonment for a period of 2 months. The petitioner had filed the appeal assailing the conviction and sentence. Along with the appeal, the appellant has filed this petition to suspend the sentence.

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 him is to be suspended till the disposal of the appeal.

5. In the result, the petition is allowed.

- The execution of the sentence imposed on the appellant in ST No.2041 of 2024 of the Judicial First Class Magistrate II Kochi, is suspended on the petitioner executing a bond for ₹50,000/- with two solvent sureties,

each for the like sum and on depositing the fine amount before the trial court on or before 18.05.2026, till the disposal of the appeal.

Dictated to confidential assistant, corrected and pronounced by me in open court on this the 05th day of May 2026.

Sd/-

**V P M Suresh Babu**  
**Judge (Vacation Court)**

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Crl.MP No.01/2026 in  
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Order dated: 05.05.2026