

**IN THE COURT OF SESSION, KASARAGOD DIVISION**

Present:-Sri.R.Vinayaka Rao, Sessions Judge,  
Tuesday, the 02<sup>nd</sup> day of June, 2026

**Criminal M.P No.02 of 2026 in Crl.Appeal No.85/26**

Between:-

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| <ol style="list-style-type: none"> <li>1 Mohammed Harish.K.M, aged 39 years<br/>S/o.Mohammed Kunhi</li> <li>2. Haleema N.A, aged 61 years<br/>W/o. Mohammed Kunhi<br/>Both are R/at Haseena Manzil,<br/>Kallingal, Thotti Road,<br/>Pallikkare Village, Hosdurg Taluk,<br/>P.O.Bekal Fort-671316,<br/>Kasaragod District<br/>Appellant No.1 is Rep.by his<br/>Power of Attorney Holder<br/>Mohammed Ali.T.K, aged 60 years<br/>S/o.Kunhabdulla, R/at.Thottiyil<br/>House, Pallikkare Village,<br/>Hosdurg Taluk P.O. Bekal Fort<br/>671316, Kasaragod District</li> </ol> | <p>Petitioners/<br/>Appellants</p> |
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And

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| <ol style="list-style-type: none"> <li>1 Soudath Mariyamma, aged 32 years<br/>W/o.Mohammed Haris.K.M</li> <li>2 Mohammed Fazzal K.M, aged 11 years<br/>S/o. Mohammed Haris.K.N and<br/>Soudath Mariyamma</li> <li>3 Azza Fathima, aged 7 years<br/>D/o.Mohammed Haris.K.M and<br/>Soudath Mariyamma<br/>All are R/at.Fathima Manzil,<br/>Muliyadukkam, Kodiyanme P.O-671321<br/>Kasaragod, Kasaragod District</li> </ol> | <p>Respondents/<br/>Respondents</p> |
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| No.2 and 3 are minors represented by their mother guardian the first respondent |                             |
| 4 State:Represented by Public Prosecutor, Kasaragod                             | Respondents/<br>Respondents |

Petition filed u/s.430 of BNSS to suspend the order of the Judicial First Class Magistrate-II, Kasaragod in M.C.No. 123/2021 dated 09.03.2024.

Petition was presented on : 06.04.2026

This petition coming on this day for hearing before me in the presence of Sri.P.Venugopalan and Sri.P.Padmanabhan, Advocates for Petitioners; Public Prosecutor for 4<sup>th</sup> Respondent (State); the Court passed the following:

### O R D E R

Respondents 1 to 3 appear through counsel. He has no objection to grant stay subject to deposit of part of maintenance amount before the trial court. Hence petitioners in above Crl.M.P are directed to deposit Rs.5 lakh towards portion of maintenance amount awarded by trial court and there will be an interim stay of trial court proceedings

on condition that the petitioners make the above deposit of Rs.5 lakh before trial court.

Pronounced by me in open court on this the 02<sup>nd</sup> day of June 2026.

**Sd/-**  
**SESSIONS JUDGE**  
**KASARAGOD**

**//True Copy//**

Typed by : Reshmi.P  
Compared by: Sajith

Fair/ Copy of order in  
Criminal M.P.No.02/2026  
Crl.Appeal No.85/2026  
Dated:02.06.2026