

IN THE COURT OF SESSIONS, KASARAGOD DIVISION

Present:-Sri.Sanu.S. Panicker, Sessions Judge,
Saturday,the 27th day of September, 2025

Criminal M.P.No.5550/2025 in CrI.Appeal No.234/2025

Between:-

Ramla.K, aged 41 years,
D/o.Muhammadkunhi Haji and
W/o.Muhammed, Residing near Health
Centre, Marakapp Kadappuram,
P.O.Ozhinhavalappu-671 314,
Kanhangad Village, Hosdurg Taluk,
Kasaragod District.

Petitioner/
Appellant

And

1 C.K.Venugopal, aged 55 years,
Proprietor, Vaizhnavi Financiers,
License No.32130322672, Devan
Road, Balla Village, Kanhangad,
P.O.Kanhangad- 671315.

Respondents/
Respondents

2 State; Rep. by Public Prosecutor,
Kasaragod

Petition filed by the petitioner under Section 430 to suspend the sentence and conviction awarded by the Judicial First Class Magistrate-III, Hosdurg in CC No.66/2022 dated 02.09.2025 till the disposal of the appeal.

Petition was presented on : 26.09.2025

This petition coming on this day for hearing before me in the presence of Sri.K.Ganaraja Advocate for Petitioner; Pubic Prosecutor for 2nd

Respondent (State); and the Court passed the following:-

O R D E R

Heard.

2. At the hearing, Mr.K.Ganaraja, the learned counsel appearing for the petitioner/appellant argued that the appellant has got good grounds to contest the matter in the appeal. He therefore prays for suspension of sentence imposed against the appellant as per the impugned judgment.

3. Having gone through the facts and circumstances of the case and the nature of alleged transaction between the appellant and the complainant and the findings arrived at by the learned trial court, I am prima facie of the view that the offence punishable u/s 138 of Negotiable Instruments Act would attract against the appellant and therefore in order to suspend the sentence against the appellant, he shall deposit 20% of the fine amount before the trial court as per the impugned judgment. I order accordingly.

In the result, the execution of sentence against the petitioner/appellant in CC.No.66/2022 on the file of Judicial First Class Magistrate-III, Hosdurg stands suspended on his executing a bond for ₹ 25,000/- (Rupees Twenty Five Thousand only) with a solvent surety for the like sum, and also on his depositing 20% of the fine amount imposed upon him as per the impugned judgment before the trial court on or before 30.11.2025, however the petitioner/appellant shall execute the bond on or before 06.10.2025.

Post on 30.11.2025.

Dictated to the Confidential Assistant, transcribed and typed by her, revised and corrected by me and pronounced on this the 27th day of September, 2025.

Sd/-

**SESSIONS JUDGE
KASARAGOD.**

//True copy//

SHERISTADAR

Typed by : Jayanthi.K
Compared by: Reshmi.P

Fair/ Copy of order in
Criminal M.P.No.5550/2025 in
Crl.Appeal No.234/2025
Dated:27.09.2025