

IN THE COURT OF SESSION, KASARAGOD DIVISION

Present:-Sri.Sanu.S.Panicker, Sessions Judge,
Tuesday, the 11th day of November, 2025

Criminal M.P.No.6427 OF 2025 in Cr1.A.No.280/2025

Between:-

- | | | |
|---|---|---|
| <ol style="list-style-type: none"> 1. Sunny Joseph, aged 56 years
S/o. Joseph,
Kottarathil House,
Chmeramkallu, Chittarikkal
Village, P.O.Chittarikkal, 2. Deepu Joseph, aged 44 years
S/o. Joseph
Thekkeyil Veedu, Chattamala,
Paramba P.O., West Eleri Village 3. Saju Mannanal @ Shaju Mathew
Aged 42 years, S/o. Mathai,
Mannanal Veedu, Chittarikkal
Village, P.O. Mandapam | } | Petitioner/
Appellants
No. 1, 3 & 5 |
|---|---|---|

And

State:Rep.by Public Prosecutor,
Kasaragod

} Respondents/
Complainants

Petition filed by the petitioner U/s.430 of BNSS to suspend the sentence of the the Judicial First Class Magistrate-II, Hosdurg in C.C.No.212/19 dated 13.10.2025.

Petition was presented on : 10.11.2025.

This petition coming on this day for hearing before me in the presence of Smt. Sreeja Athayil, Advocate for Petitioners; Public Prosecutor for the Respondent (State); the Court passed the following:

O R D E R

Heard.

2. This is an application to suspend the execution of sentence imposed upon the appellants/accused in CC.No.212/2019 on the file of the Judicial First Class Magistrate - II, Hosdurg.

3. At the hearing, Adv.Sreeja Athayil, the learned counsel appearing for the appellants/accused submitted that the appellants have got good grounds to contest the matter in the appeal. She therefore prays for suspension of sentence imposed upon the appellant by the learned Assistant Sessions Judge as per the impugned judgment until the appeal is heard on merits.

4. Having gone through the facts and circumstances of the case and the nature of allegation and the sentence imposed upon the appellants, I am of the view that the execution of

sentence against the appellants/accused in CC.No.212/2019 on the file of the Judicial First Class Magistrate-II, Hosdurg is liable to be suspended until further orders.I order accordingly.

In the result, the execution of sentence against the appellants/accused in CC.No.212/2019 on the Court of Judicial First Class Magistrate - II, Hosdurg, stands suspended on their executing a bond for ₹25,000/- (Rupees Twenty Five Thousand only) with a solvent surety for the like sum and also on their **depositing 50% of the fine amount** imposed upon them under each head as per the impugned judgment before the trial court on or before 25.11.2025.

Post on 18.12.2025.

Dictated to the Confidential Assistant, transcribed and typed by her, revised and corrected by me and pronounced on this the 11th day of November, 2025.

Sd/-
SESSIONS JUDGE
KASARAGOD.

//True Copy//

SHERISTADAR

Typed by : Reshmi.p
Compared by: Sajith

Fair/ Copy of order in
Criminal M.P.No.6427/2025 in
Crl.Appeal 280/2025
Dated:11.11.2025