

IN THE COURT OF SESSIONS, THALASSERY

Present: Sri. K.T.Nisar Ahammed, Sessions Judge.

Tuesday, the 24th day of March, 2026/ 03rd Chaithra, 1948.

CRIMINAL APPEAL No. 90/2025

From which Court the appeal is preferred : Judicial First Class Magistrate Court, Thalassery.

No. of case in that Court : STC. 270/2017

Name and description of the Appellant : Nazar.K.M., S/o.Moideen, Kalari Parambil House Kottuvally Village, Kizhakke Puram Karayil, Paravoor Taluk Ernakulam. (Adress as per the judgment.)
Nazar K.M., S/o.Moideen, Aged 58 years, Kalari Parambil House, Mannam P.O., Vaniyakkad, North Paravoor-683520. (Adress as per Ext.D1 Aadar Card.)

Name and description of the Respondents : 1. Atholi Ashraf, S/o. Hammed Haji, Aged 67 years, Sameeghar, P.O.Paral, Madapeedika, Kannur District.
2. State: rep. by Public Prosecutor, Thalassery.

The sentence and the provision of law under which it was imposed by the trial Court. : The accused is sentenced to pay a fine of Rs.1,00,000/- (Rupees One Lakh only) for the offence under Sec.138 of the Negotiable Instruments Act. In default of payment of fine, the accused shall suffer Simple Imprisonment for a period of 2 months. If realised, the fine amount of Rs.100,000/-(Rupees One Lakh only) shall be given to the Complainant as compensation under Sec. 357(1) of the Code of Criminal Procedure.

Whether confirmed, reversed or modified and if modified, the modification : Compounded.
Appellant/Accused acquitted under Section 359 of BNSS r/w. 147 of NI Act.

Date of or on which

Presentation	Filing	Issuance of notice to the respondent	Appearance of respondent
1	2	3	4
07.04.2025	09.04.2025	09.04.2025	21.07.2025
Appellant ordered to appear	Release on execution of bail bond	Final Hearing	Judgment
5	6	7	8
21.07.2025	----	24.03.2026	24.03.2026

This appeal coming on this day for hearing before me, in the presence of Sri.T.Sunil Kumar, Advocate for the appellant; Sri.K.Viswan, Advocate for the 1st respondent and Sri.K.Ajith Kumar, Public Prosecutor for the State/ 2nd respondent, and court passed the following:-

J U D G M E N T

Both parties present, matter settled, compounding petition filed, statement of the 1st respondent/complainant recorded, permission granted, offense compounded, appellant/accused acquitted under Section 359 of BNSS r/w. 147 of NI Act.

(Pronounced by me in open Court this the 24th day of March, 2026).

Sd/-

SESSIONS JUDGE

APPENDIX: Nil.

Sd/-

SESSIONS JUDGE

**IN THE COURT OF SESSIONS,
THALASSERY**

CRIMINAL APPEAL No: 90/2025

J U D G M E N T

DATED : 24.03.2026

To

1. The Registrar, High Court of Kerala,
Ernakulam, Kochi - 682 031.
2. The Judicial First Class Magistrate,
Thalassery.
3. The Public Prosecutor, Thalassery.
4. The Appellant.

* * * *