

**IN THE COURT OF SESSIONS, THALASSERY DIVISION**

Present: Sri. Philip Thomas, Special Judge for the trial of offences  
against women and children/ Addl. Sessions Judge-I

Saturday the 29<sup>th</sup> day of November, 2025/ 08<sup>th</sup> Agrahayana, 1947.

**M.C.No.1087/2025 IN SC.No.592/2024**

(Crime No.725/18 of Alakode Police Station)

- |   |   |   |
|---|---|---|
| 1 | Shobin Sunny, S/o Sunny, aged 34/18,<br>Kizhakombil (H), Thimiri amsom,<br>Vadakkumpoyil.   | ]<br>]<br>]                                     |
|   | (By Adv.Sindhu C)   |   |
| 2 | Madhu, S/o Thankappan, aged 58 years,<br>residing at Ammanath, Therthalli,<br>Therthalli PO, Alakode, Kannur- 670 571.<br>(S1)                                | ]<br>]<br>] Accused/<br>Counter<br>petitioners/ |
| 3 | Raju, S/o Pappankuttappan, aged 60<br>years, residing at Mulayanil, Therthalli,<br>Therthalli PO, Alakode, Kannur- 670 571,<br>Kannur District (S2)<br>(Died) | ]<br>]<br>]<br>]<br>]                           |

These proceedings suo-moto taken against the accused and counter  
petitioners for accused Shobin Sunny in SC No.592/2024 u/s.446 Cr.PC.

**ORDER**

This is a suo motu case registered by this Court under S.446 of the  
Criminal Procedure Code against the accused and his sureties in SC No.  
592/2024.

2. The above numbered sessions case was filed alleging offence u/s.27(b)  
of NDPS Act and u/s.77 of the Juvenile Justice (Care and Protection of

Children) Act.

3. As the accused failed to appear, his bail bond was forfeited and a non-bailable warrant was issued against him. Also, notice was issued to his sureties and the case was posted to 21.07.2025. Notice of both sureties served. On that day, both sureties were absent and this MC was registered against the accused and his sureties as CP Nos.1 to 3 and notice was again issued to CPs 2 & 3 to 19.08.2025. On 19.08.2025 also the CPs2 and 3 were absent and they appeared through counsel and the case was posted to 19.09.2025.

4. On 19.09.2025, CPs2 and 3 were absent and they appeared through counsel. Their application was allowed, and the case was posted to 18.10.2025. On 18.10.2025 also CPs2 and 3 were absent and they filed an application stating that they were coolies and they personally met the accused many times and requested him to appear before the Court, but he was not ready to hear their words. They further stated that the accused is now residing in his native place at Cherupuzha and they informed the matter to the Police. But they were not ready to arrest the accused. Their application was allowed and the case was again posted to 19.11.2025 for their appearance as last chance. On 19.11.2025, CPs 2 and 3 were absent and CP2 applied through his counsel and CP3 was submitted to be no more, and the case was posted to 29.11.2025 for production of the death certificate of CP3 and appearance of CP2.

5. Today, CP2 is present. He submitted that he was a coolie and prayed for leniency. The bond amount is ₹50,000/-. Considering the submission of CP2, I think that a penalty of ₹10,000/- would be just and reasonable, and remission is allowed for the balance amount. Hence, CP2 is ordered to pay a penalty of ₹10,000/-, and if the penalty cannot be realised from CP2, send him to civil prison for one month.

**In the result,** CP2 is ordered to pay a penalty of ₹10,000/- and if the penalty cannot be realised from CP2, send him to civil prison for one month.

(Dictated to the Confidential Assistant transcribed and typed by her corrected and pronounced by me in open court this on the 29<sup>th</sup> day of November,2025)

Sd/  
SPECIAL JUDGE/  
ADDITIONAL SESSIONS JUDGE-I.

Cks.