

IN THE COURT OF SESSION, THALASSERY
Present: Sri. Vimal. J., Additional Sessions Judge-IV
Thursday, the 26th day of March, 2026/14th Phalgun, 1947

Crl. M.P Nos. 1/2026, 2/2026 and 3/2026 IN SC No. 782/2024

Crl. M.P No. 1/2026

Sijo Savier, S/o. Savier, EP House, New Bustand]
Premises, Thalassery, Kannur District.] Petitioner/Accused
]

Vs

State Represented by Public Prosecutor, Thalassery] Respondent/Complainant

Crl. M.P No. 2/2026

Sijo Savier, S/o. Savier, EP House, New Bustand]
Premises, Thalassery, Kannur District.] Petitioner/Accused
]

Vs

State Represented by Public Prosecutor, Thalassery] Respondent/Complainant

Crl. M.P Nos. 1/2026

Sijo Savier, S/o. Savier, EP House, New Bustand]
Premises, Thalassery, Kannur District.] Petitioner/Accused
]

Vs

State Represented by Public Prosecutor, Thalassery] Respondent/Complainant

These applications coming on this day for hearing before me in the presence of Advocate Sajeevan. T. P, Chief Legal Aid Defence Counsel , Advocate for petitioner in Crl.M.P.No.3/2026;Crl.M.P Nos.1/206 and 2/2026 filed by petitioner through Superintendent, Central Prison, Kannur; Smt.Reshma.A, the Addl. Public Prosecutor for respondent /Complainant ; the court passed the following:-

COMMON ORDER

Two criminal miscellaneous petitions have been filed by the accused from jail. The accused submits that he is in custody in the aforementioned case for a period of more than one year and therefore prays that the sentence may be imposed commensurate with his pre-trial detention period, as he is willing to plead guilty. An application has also been filed by the legal aid counsel appointed for the accused,

contending that he is ready to plead guilty, provided the court imposes a lenient sentence equivalent to the period already undergone by him in prison.

2. It is true that plea bargaining has been accepted by the courts. However, the allegations imputed against the accused are extremely grave and serious in nature. The offences, if convicted, may carry a punishment of up to 10 years. Therefore, I am of the view that considering the nature of the allegations and the antecedents of the accused, the sentence as demanded by him would be unduly lenient, and hence this Court may impose an appropriate sentence if the accused pleads guilty.

3. Therefore, in the event the accused pleads guilty, the same may be taken on record and the Court may impose an appropriate sentence considering the gravity and seriousness of the offences, as well as the criminal antecedents of the accused. The accused cannot bargain with the Court for a lenient sentence. The same depends upon the facts and circumstances of the case at hand.

With the aforesaid observations, these criminal miscellaneous petitions are disposed of.

(Dictated to the confidential assistant, transcribed and typed by her, corrected and pronounced by me, in open court, on this the 26th day of March, 2026)

sd/-

ADDITIONAL SESSIONS JUDGE-IV

sk/-

Fair Order in
Crl.M.P No.1/2026,2/2026 & 3/206 in
SC No.782/202024
Dated:26
.03.2026.