

IN THE COURT OF SESSIONS KOTTAYAM DIVISION

Present: Sri. Hari R.Chandran

Addl. Sessions Judge-V Kottayam

Wednesday the 10th day of June, 2026

20th day of Jyaishta, 1948

Crl. M.P. No.1/2026 in Crl.A.No.149/2026

(C.C.No.2557/2017 of J.F.C.M.C- III, Kottayam)

Petitioner/ Appellant:

Binu Chacko, aged 50 years,
S/o Chacko, Pazhayachira House,
Kavumbhagam P.O., Thiruvalla,
Pathanamthitta..

By Adv.Chandramohan V.

Respondent/Counter Petitioner:

Manarcadu Police, represented by
Public Prosecutor, Kottayam.

By Addl Public Prosecutor Sri.Saji S.Nair

Petition filed under Section 430 of the Bharatiya Nagarik
Suraksha Samhita.

This petition is filed to suspend the sentence passed by
the Judicial First Class Magistrate Court-III, Kottayam on the
file of C.C.No.2557/2017 dated 30.04.2026 and grant bail to the
petitioner/appellant till the disposal of the appeal.

This Crl.M.P. having been finally heard on 10.06.2026 and
the Court on the same day passed the following :

ORDER

The petition is filed under section 430 of Bharatiya Nagarik Suraksha Sanhita for suspending the execution of sentence against the appellant on the basis of impugned judgment dated 30.04.2026 in C.C. No.2557/2017 on the file of Judicial First Class Magistrate -III, Kottayam.

2. Copy is given to learned Public Prosecutor.

3. Heard. The sentence imposed for a period of one year and a fine for Rs.10,000/- for the offence punishable u/s 420 I.P.C. The Appeal has already been admitted. The learned counsel for appellant submitted that there are valid grounds for acquitting the appellant while appreciating the evidence tendered by the prosecution.

4. In the result, the execution of sentence against the appellant in C.C.No.2557/2017 on the file of Judicial First Class Magistrate -III, Kottayam is suspended and appellant shall be released on bail on condition to execute a bail bond for Rs.10,000/- (Rupees ten thousand only) with two solvent sureties of like amount to the satisfaction of the trial court.

5. Communicate the order to trial court and Superintendent of jail wherein he is detained and upload the order in DCMS.

Pronounced in open court on this the 10th day of June, 2026

Sd/-

Hari R.Chandran
Addl. Sessions Judge-V,
Kottayam

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