

IN THE COURT OF THE PRINCIPAL SESSIONS JUDGE, THRISSUR

Present:

Sri. Sasi Kumar. P.S. Principal Sessions Judge

Tuesday, 19th day of May, 2026/ 29th Vaishakham 1948 SE

Crl. M.P.6504/2025 in Crl.A.285/2025

(ST.115/2017 of Judicial First Class Magistrate Court No-V, Thrissur)

Appellant/Petitioner:-

Geetha P.B., Aged 54 years, W/o Vikraman,
Puthumadam House, Mudikkode, Koottala P.O.,
Thrissur Taluk, Thrissur District-680 652.

By Adv. Sri. Saji Joseph

Respondents:-

- 1 Krishnasopanam Kuries (Pvt) Limited.,
Aranattukara, Thrissur.
- 2 State of Kerala rep. by Public Prosecutor, Thrissur.

This petition is coming on this day for hearing, the Court passed the following:-

ORDER

This is a petition filed under section 5 of the Limitation Act, 1963 to condone the delay of 8 days in filing the appeal against the judgment in ST No. 115/2017 dated 16.09.2025 of the Judicial First Class Magistrate Court-

V, Thrissur.

2. In the present petition it is contended that after the pronouncement of the judgment, accused was totally bed ridden due to acute back pain. Therefore the petitioner was not in a position to approach his counsel. The petitioner was able to travel only from the 4th week of October 2025. In the meanwhile the last date for filing the appeal was expired on 16.10.2025 and hence a delay of 8 days is caused in filing the above appeal. Therefore no willful laches on the part of the petitioner in not filing the appeal within time. Hence the petitioner prayed for condonation of the delay of 8 days in filing the appeal.

3. Heard the counsel for the appellant.

4. In the above numbered appeal, the appellant is an accused in ST 115/2017 on the files of the Judicial First Class Magistrate Court No.V, Thrissur. Upon perusing the records and on hearing both sides I find that there is no inordinate delay, willful laches or gross negligence on the part of the appellant. The delay is 8 days. The learned counsel for the respondent argued that the delay can be condoned in terms of payment of cost. The reason stated by the petitioner for the delay seems to be reliable, as the settled principle highlights that the term 'sufficient cause' in section 5 of the

Limitation Act, 1963 to be liberally construed. Hence to provide a reasonable opportunity to the petitioner to contest the case, I am of a considered view that delay of 8 days can be condoned on payment of cost of ₹250/- to the District Legal Services Authority, Thrissur.

In the result, the petition stands allowed. Delay of 8 days will stand condoned on payment of ₹250/- to the District Legal Services Authority, Thrissur. Petitioner is directed to comply on or before 23.05.2026.

(Dictated to the Confidential Assistant, transcribed by him, corrected by me and pronounced in open court on this the 19th day of May, 2026).

Sd/-

SASI KUMAR.P.S.,

PRINCIPAL SESSIONS JUDGE.

/true copy/

Copy to: District Legal Services Authority, Thrissur.

By Order,

Sheristadar