

IN THE HIGH COURT OF KERALA AT ERNAKULAM

Present:

THE HONOURABLE MR. JUSTICE RAJA VIJAYARAGHAVAN V

Friday, the 22nd day of March 2019/1st Chaithra, 1941

Cr1.M.Appl.1/2019 IN Cr1.Rev.Pet No.393/2019

Cr1.A No.229/2012 of the ADDITIONAL SESSIONS COURT - IV, THALASSERY
CC No.294/2007 of the COURT OF THE JUDICIAL MAGISTRATE OF FIRST CLASS,
THALASSERY

PETITIONER/REVISION PETITIONER/APPELLANT/ACCUSED No.1

C.SHINOJ, AGED 38 YEARS,
S/O. LAKSHMANAN,
CHEMABANTAVIDA KODIYERI AMSOM,
PUNNOL KURICHIYIL DESOM,
THALASSERY TALUK.

RESPONDENT/RESPONDENT/COMPLAINANT/STATE

STATE OF KERALA,
REP. BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM-682 031,
(CRIME NO. 33/2007 OF THALASSERY POLICE STATION, KANNUR DISTRICT.).

Application praying that in the circumstances stated therein, the High Court be pleased to suspend the execution of sentence passed vide judgment dated 08.06.2012 in C.C.No. 294/2007 by the Judicial Magistrate of First Class, Thalassery and modified vide judgment dated 17.12.2018 in Cr1.Appeal No. 229/2012 passed by the Addl.Sessions Judge-IV, Thalassery, till the disposal of Cr1.R.P.

This application coming on for orders upon perusing the application upon hearing the arguments of M/S S.RAJEEV, D.FEROZE, K.ANAND (A-1921), K.K.DHEERENDRAKRISHNAN & V.VINAY, Advocates for the petitioner and the PUBLIC PROSECUTOR for the respondent, the court passed the following:

-P.T.O.-

RAJA VIJAYARAGHAVAN V., J

Crl.R.P.No. 393 of 2019

Dated this the 22nd day of March, 2019

ORDER

Admit. Learned Public Prosecutor takes notice for the respondent.

Crl.M.A. No.1 of 2019

This is an application for suspension of sentence.

Having considered the submissions and after going through the impugned judgment, I am of the view that the petitioner has not made out a case for suspension of sentence at this stage.

The Registry is directed to call for the Lower Court Records. The petitioner will be at liberty to bring up this application after the LCR is received.

Sd/-

**RAJA VIJAYARAGHAVAN V.,
JUDGE**

avs

28/3/19

28/3/19
S.

True Copy

in
Assistant Registrar