

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE P.UBAID

THURSDAY, THE 19TH DAY OF MARCH 2015/28TH PHALGUNA, 1936

Crl.MC.No. 1769 of 2015 ()

AGAINST THE ST 2217/2010 of J.M.F.C.-II, KOLLAM

PETITIONER(S)/PETITIONER/APPELLANT:

L.N.POTTI AGED 56 YEARS
S/O.VENKETACHELAM POTTI
FLAT NO.H3. ANJANEYA APARTMENTS, THRIPIUNITHURA
ERNAKULAM.

BY ADV. SRI.N.K.MOHANLAL

RESPONDENT(S)/RESPONDENTS/RESPONDENTS:

1. ABDUL HAKKIM
S/O.ABDUL KARIM, RANEEF MANZIL
ZAMZAM NAGAR 232PAZHAYATTINKUZHI, VADAKKEVILA P.O.
KOLLAM - 695 542.

2. STATE OF KERALA
REPRESENTED BY PUBLIC PROSECUTOR
HIGH COURT OF KERALA, ERNAKULAM -682 031.

BY PUBLIC PROSECUTOR SMT.SAREENA GEORGE.P

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION ON
19-03-2015, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

Crl.MC.No. 1769 of 2015 ()

APPENDIX

PETITIONER(S)' EXHIBITS

ANNEXURE-A1: CERTIFIED COPY OF THE ORDER DATED 19.2.2014 IN CRL.MP
NO.472/2014 IN CRL.APPEAL NO.62/2014 OF HON'BLE SESSIONS COURT,
KOLLAM.

RESPONDENT(S)' EXHIBITS

/TRUE COPY/

P.S TO JUDGE

P.UBAID, J.
~~~~~  
**Crl.M.C No.1769 of 2015**  
~~~~~  
Dated this the 19th March, 2015

ORDER

The petitioner herein stands convicted and sentenced under Section 138 of the Negotiable Instruments Act . He preferred appeal before the Court of Session, Kollam as Crl.A. No.62 of 2014 against the conviction and sentence. On application, the learned Sessions Judge granted suspension of sentence and bail on certain conditions. One condition is that he shall make deposit of ₹ 2500/-. This is only a fraction of the fine imposed by the trial court. The petitioner is aggrieved by the said condition imposed by the trial court. He wants orders setting aside the condition.

2. On hearing the learned counsel, and on a perusal of the impugned order, I find that this Crl.M.C does not deserve consideration. The direction of the trial court is to deposit just ₹ 2500/- as a condition for suspension of sentence. It is not known how this direction will be irrational, unreasonable or onerous. No doubt, the petitioner must have spent more than that for filing this

Crl.M.C. This Crl.M.C is liable to be dismissed, without being admitted to files.

In the result, this Crl.M.C is dismissed *in limine* without being admitted to files.

Sd/-

**P.UBAID
JUDGE**

ma

/True copy/

P.S to Judge