

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE B.KEMAL PASHA

MONDAY, THE 30TH DAY OF NOVEMBER 2015/9TH AGRAHAYANA, 1937Q

OP(Cr1.).No. 332 of 2015 (Q)

CRL.M.P.NO.2628/15 IN CRL.APPEAL NO.143/2015 OF THE SESSIONS
COURT, KOLLAM

ST 7867/2011 OF JUDICIAL FIRST CLASS MAGISTRATE'S COURT-I,
KOLLAM

PETITIONER:

MR. SHANMUGHAN R, AGED 54 YEARS,
S/O.RAJAPPAN ACHARI, RESIDING AT BANK HOUSE,
VRINDAVAN NAGAR - 119,
KADAPPAKKADA P.O., KOLLAM DISTRICT.

BY ADV. SRI.S.SREEKUMAR (KOLLAM)

RESPONDENTS:

1. THE STATE OF KERALA
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA AT ERNAKULAM.

2. M/S.CHUNGATH JEWELLERY,
PONNAMMA CHAMBERS, OPPOSITE ARCHANA, ARADHANA THEATRE,
KOLLAM, REPRESENTED BY ITS ASSISTANT MANAGER.

R1 BY GOVERNMENT PLEADER SMT.SAREENA GEORGE

R2 BY ADVS. SRI.VINOD JABAR

SRI.P.M.GIRIJAVALLABHAN

SRI.E.V.PRINCE VARGHESE

THIS OP (CRIMINAL) HAVING COME UP FOR ADMISSION ON
30-11-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

DSV/30/11/15

OP(Cr1.).No. 332 of 2015 (Q)

APPENDIX

PETITIONER'S EXHIBITS :

EXT.P-1: COPY OF THE ORDER IN CRL.MP NO.2628/2015 DATED 29.9.2015 IN CRL.APPEAL NO.143/2015 OF THE HON'BLE SESSIONS COURT, KOLLAM FOR EXTENDING THE PERIOD OF TIME FOR COMPLYING WITH THE CONDITION FOR SUSPENDING THE SENTENCE IN S.T. 7867/2011 OF THE JUDICIAL MAGISTRATE OF THE 1ST CLASS - I, KOLLAM.

EXT.P-2: COPY OF THE MEDICAL CERTIFICATE DATED 16.8.2015 ISSUED BY DR.RAVINDRADAS.

EXT.P-3: COPY OF THE ORDER IN S.T. 7867/2011 DATED 27.6.2015 OF THE HON'BLE JUDICIAL FIRST CLASS MAGISTRATE COURT-I, KOLLAM.

RESPONDENTS' EXHIBITS :

NIL

// True Copy //

P.A. To Judge

DSV/30/11/15

B.KEMAL PASHA, J.

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O.P.(Crl.). No. 332 of 2015

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Dated this the 30th day of November, 2015

J U D G M E N T

Heard the learned counsel for the petitioner and the learned counsel for the 2nd respondent.

2. In case the petitioner is ready and willing to comply with the conditions imposed by the court below on or before 05.12.2015, the court below shall grant such an opportunity to the petitioner.

This Original Petition (Criminal) is disposed of as above.

Issue copy today itself.

Sd/-

**B.KEMAL PASHA
JUDGE**

DSV/30/11/15

// True Copy //

PA to Judge