

ITEM NO.12

COURT NO.7

SECTION II-B

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

SPECIAL LEAVE PETITION (CRIMINAL) Diary No(s). 23965/2025

[Arising out of impugned final judgment and order dated 16-10-2023 in CRLMA No.4/2023 in CRLA 612/2022 passed by the High Court of Kerala at Ernakulam]

NOUSHAD @ PANDI NOUSHAD

Petitioner(s)

VERSUS

THE STATE OF KERALA

Respondent(s)

IA No. 117844/2025 - CONDONATION OF DELAY IN FILING

IA No. 117845/2025 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 117847/2025 - EXEMPTION FROM FILING O.T.

Date : 16-05-2025 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE M.M. SUNDRESH

HON'BLE MR. JUSTICE RAJESH BINDAL

For Petitioner(s) Mr. K. Rajeev, AOR

For Respondent(s)

UPON hearing the counsel the Court made the following
O R D E R

Delay condoned.

We are not inclined to interfere with the impugned order only for the reason that it was passed by the High Court on 16.10.2023 and, therefore, the petitioner could have very well filed a fresh application before the High Court itself, particularly, in light of the assertion made by the learned counsel appearing for the petitioner that the co-convict, who is similarly placed, as the

petitioner, has been granted the relief of suspension of sentence. Thus, liberty is granted to the petitioner to file a fresh application before the High Court.

Accordingly, with the aforesaid liberty, the Special Leave Petition stands disposed of.

Pending application(s), if any, shall also stand disposed of.

(ASHA SUNDRIYAL)
DEPUTY REGISTRAR

(POONAM VAID)
ASSISTANT REGISTRAR