

**GOVERNMENT OF KERALA****Abstract**

Prisons - Reference under Rule 131 of Kerala Criminal Rule of Practices - Order dated 05.08.2025 of Hon'ble High Court in Crl.A No. 962/2023, filed by Shibina @ Suhra - Complied with - Orders issued.

HOME (B) DEPARTMENT

G.O.(Ms)No.24/2026/HOME Dated,Thiruvananthapuram, 06-02-2026

- Read: 1. Judgment dated 20.04.2019 of the Hon'ble Additional & District Sessions Judge, Palakkad in SC No. 771/2015
2. Letter No. HCKL/3996/2025-DI-8-HC KERALA, dated 24.04.2025 of the Registrar (District Judiciary), High Court of Kerala.
3. Order dated 05.08.2025 of Hon'ble High Court in Crl.A No. 962/2023, filed by Shibina @ Suhra.
4. Letter No. KPCS/6233/2025/WP1 dated 17.10.2025 of the Director General, Prisons & Correctional Services

ORDER

Smt. Shibina @ Suhra, the accused in SC No. 771/2015 of the Hon'ble Additional & District Sessions Court, Palakkad was charged for the murder of her two day old infant. The Hon'ble Additional Sessions Court, Palakkad, as per judgment read as 1st paper above, found the accused guilty u/s 302 and 318 of IPC and she was sentenced to life imprisonment and a fine of ₹50,000, 6 months of rigorous imprisonment in default of fine u/s 302 IPC, and one year of simple imprisonment u/s 318 IPC. Subsequently, As per letter read as 2nd paper above, the Hon'ble Sessions Judge of the Trial court made a reference to the Government through the Registrar, (District Judiciary) under Rule 131 of Kerala Criminal Rule of Practices for remission of her sentence.

2. The Hon'ble High Court, in the judgment read as 3rd paper above, directed to pass orders in the reference application submitted by the learned Sessions Judge.
3. As per letter read as 4th paper above, the Director General, Prisons

& Correctional Services reported that Smt. Shibina @ Suhra is undergoing her life sentence at Open Prison for Women, Thiruvananthapuram as Convict No. 35 and has completed an actual sentence of 6 years, 7 months and 13 days (7 years, 5 months and 13 days including remission), as on 31.09.2025.

4. Government have carefully examined the reference seeking remission of sentence for Smt. Shibina @ Suhra, with reference to the reports from the Police, Prison, and Probation authorities. It was found that the circumstances do not justify or excuse the commission of such a grave and serious crime , and they are not sufficient to mitigate the act of murdering a two-day-old infant.As the circumstances of the case do not warrant any leniency or sympathetic approach , the reference made under Rule 131 of the Kerala Criminal Rules of Practice is hereby rejected.

5. The Judgment read as 2nd paper above is complied with accordingly.

(By order of the Governor)

BISHWANATH SINHA

ADDITIONAL CHIEF SECRETARY

Advocate General, Kerala, Ernakulam (with C/L)

The Registrar (District Judiciary), High Court of Kerala, Ernakulam

Director General of Prisons and Correctional Services,
Thiruvánanthapuram

Superintendent, Women Open Prison & Correctional Home,
Thiruvananthapuram

General Administration (SC) Department

Law Department (vide OPN-E1/719/2025-LAW, dated 29.11.2025)

Web & New media, I&PRD

Stock File.

Forwarded /By order

Section Officer