

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

Prisons - Reference under Rule 131 of Kerala Criminal Rule of Practices - Order dated 17.06.2025 of Hon'ble High Court in Crl.A No. 292/2020, filed by Sabeena G.K. - Complied with - Orders issued.

HOME (B) DEPARTMENT

G.O.(Ms)No.36/2026/HOME Dated,Thiruvananthapuram, 20-02-2026

- Read:-
1. Judgment dated 26.12.2019 of the Hon'ble Additional & District Sessions Judge, Kozhikode in SC No. 25/2018.
 2. Letter No. HCKL/3560/2025-DI-8-HC KERALA, dated 03.04.2025 of the Registrar (District Judiciary), High Court of Kerala.
 3. Order dated 17.06.2025 of the Hon'ble High Court in Crl.A No. 292/2020, filed by Sabeena G.K.
 4. Letter No. J4 - CRA 292/2020/2025087909, dated 20.06.2025 from the Advocate General, Kerala.
Letter No. KPCS/3979/2025-WP1 dated 14.08.2025 &
 5. 16.09.2025 of the Director General, Prisons & Correctional Services

ORDER

Smt. Sabeena, the accused in SC No. 25/2018 of the Hon'ble Additional District & Sessions Judge-1, Kozhikode was charged for the murder of her newborn baby. The Hon'ble Additional Sessions Court, Kozhikode, as per judgment read as 1st paper above, found the accused guilty and she was sentenced to life imprisonment and a fine of ₹50,000/- (with one year of additional rigorous imprisonment in default) under Section 302 IPC, and a fine of ₹5,000/- (with six months of additional rigorous imprisonment in default) under Section 318 IPC. Subsequently, as per the 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 order 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 5th paper above, the Director General, Prisons & Correctional Services has reported that Sabeena G.K. is undergoing her life sentence at Women Prison & Correctional Home, Kannur as FC No. 23/19 from 27.12.2019.
4. Government have examined the reference seeking remission of sentence for Sabeena G.K., with reference to the reports from the Police, Prison and Probation authorities. It was found that the circumstances of the case do not warrant the commission of the offence, namely the murder of a new born child. Hence a lenient approach is unwarranted in this case. In the circumstances, the reference made under Rule 131 of Kerala Criminal Rules of Practices is hereby rejected.
5. The Judgment read as 3rd 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 Prison & Correctional Home, Kannur
General Administration (SC) Department
Law Department (vide ST-I1/235/2025-LAW , dated 08.10.2025)
Web & New media, I & PRD
Stock File.

Forwarded /By order

Section Officer