



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Thursday, the Eleventh day of May Two Thousand and Twenty Three

PRESENT

The Hon`ble Mr.Justice G.R.SWAMINATHAN
and
The Hon`ble Mrs.Justice S.SRIMATHY

CRL MP(MD) No.7409 of 2023
IN
CRL A(MD) No.212 of 2023

THAMARAIKANNAN @ KANNAN

... PETITIONER/APPELLANT/
ACCUSED NO.7

Vs

STATE REP. BY ITS
THE INSPECTOR OF POLICE,
DINDIGUL TOWN SOUTH POLICE STATION,
DINDIGUL.
CR.NO.198/2014

... RESPONDENT/RESPONDENT/
COMPLAINANT

Petition filed praying that in the circumstances stated therein and in the petition filed therewith the High Court may be pleased to grant interim suspension of sentence imposed on the petitioner appellant accused No.7 by the learned Additional District and Sessions Judge Dindigul by its judgment in S.C.No.36/2018 dt 15.11.2022 to take care of his wife and enlarge the petitioner on bail pending disposal of the Criminal Appeal No.212/2023.

PRAYER IN CRL A(MD)No.212 of 2023:-

To call for the records of the impugned judgement made in S.C.No.36 of 2018 on the file of the Learned Additional District and Sessions Court, Dindigul, dated 15.11.2022 and set aside the same.

Order : This petition coming up for orders on this day, upon perusing the petition filed in support thereof and upon hearing the arguments of M/S. JEGADEESH PANDIAN.M, Advocate for the petitioner and of M/S.T.SENTHIL KUMAR, Additional Public Prosecutor on behalf of the Respondent the court made the following order:-

Heard the learned counsel on either side.

2. The petitioner is presently undergoing sentence as life imprisonment. This application has been taken out seeking interim



suspension of sentence. The petitioner's wife is about to () a child.

3. Considering the special facts and circumstances, we deem it fit and appropriate to suspend the sentence imposed on the petitioner vide Judgment dated 15.11.2022 in S.C.No.36 of 2018, on the file of the Additional District and Sessions Court, Dindigul, for a period of three weeks.

4. The learned counsel for the petitioner states that sureties will be executed before the jurisdictional Magistrate Court on 24.05.2023.

5. The period of three weeks will commence from 25.05.2023. The petitioner will have to execute a bond for Rs.10,000/- (Rupees ten thousand only) with two sureties.

6. There need not be providing of any escort for the petitioner.

7. The petitioner will have to positively surrender on the evening of 15.06.2023.

8. This criminal miscellaneous petition is allowed on these terms.

sd/-

11/05/2023

/ TRUE COPY /

/05/2023

Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

KRK/BTR

TO

- 1 THE SUPERINTENDENT, CENTAL PRISON, MADURAI.
- 2 THE ADDITIONAL DISTRICT AND SESSIONS JUDGE, DINDIGUL.
- 3 THE INSPECTOR OF POLICE,
DINDIGUL TOWN SOUTH POLICE STATION,
DINDIGUL.
- 4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1cc to MR.M.JEGADEESH PANDIAN, ADVOCATE, SR NO.7384

ORDER

IN

CRL MP(MD) No.7409 of 2023

IN

CRL A(MD) No.212 of 2023

Date :11/05/2023

NA/VS/SAR-3/12.05.2023/2P/6C

<https://www.mhc.tn.gov.in/judis>