



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 03-07-2026

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THE HON'BLE MR JUSTICE G.K. ILANTHIRAIYAN

CRL MP No. 11540 of 2026

in

CRL A No. 798 of 2026

V.Pitchai
S/o. V.Vellaichamy,
Formerly
Commissioner Salem Corporation
and Now Additional Director,
In the Office of the
Commissioner of Municipal Administration,
Chepauk,
Chennai - 5.
Now Residing at
72, Agaram Road,
Selaipur, Chennai - 73.

..Petitioner

Vs

State of Tamil Nadu,
The Inspector of Police,
Vigilance and Anti Corruption,
City-II Detachment,
Chennai - 35.
Cr.No.18/AC/2005/CCII

..Respondent

PRAYER: Criminal Miscellaneous Petition filed under Section 430 (1) of the Code of Criminal Procedure, 1973 read with Section 27 of the Prevention of Corruption Act, to suspend the sentence awarded in the Judgment dated 30.06.2026 made in C.C.No.102 of 2011 on the file of the Special Court for the Cases under Prevention of Corruption Act, at Chennai 104 and enlarge the petitioner on bail pending disposal of this Criminal Appeal.



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For Petitioner:

Mr.S.Karthikeyan

For Respondent:

Mr.R.Ganesh Kumar

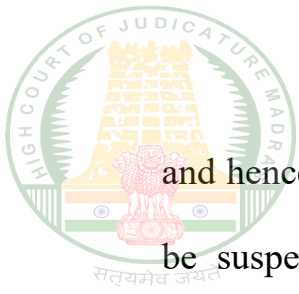
Counsel for Government of Tamil Nadu
(Criminal Side)

ORDER

This Criminal Miscellaneous Petition has been filed by the petitioner, seeking suspension of sentence imposed by the learned Special Judge, Special Court for the Cases under Prevention of Corruption Act, Chennai, in C.C.No.102 of 2011, dated 30.06.2026, and enlarge the petitioner on bail pending disposal of the above appeal.

2. The petitioner herein is the accused in C.C.No.102 of 2011 on the file of the learned Special Judge, Special Court for the Cases under Prevention of Corruption Act, Chennai. He was found guilty of the offences under Section 13(2) read with 13(1)(e) of the Prevention of Corruption Act, 1988 and he has been convicted and sentenced to undergo three years rigorous imprisonment and to pay a fine of Rs.5,000/-, in default to undergo three months simple imprisonment. Aggrieved by the same, the petitioner has filed this appeal along with the present miscellaneous petition.

3. The learned counsel for the petitioner/accused would submit that there are arguable points available in the Criminal Appeal and the petitioner/accused has got a fair chance of succeeding in the Criminal Appeal

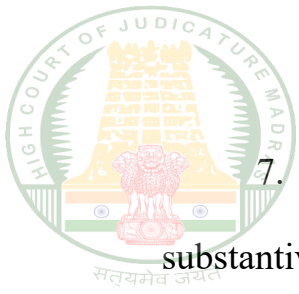


and hence, the substantive sentence imposed against the petitioner/accused may be suspended. He would submit that the petitioner is ready to abide the condition imposed by this Court.

4. Per contra, the learned Counsel for Government of Tamil Nadu (Criminal Side) appearing for the respondent/State raised serious objection for allowing this petition. Further, he would contend that the evidences recorded from the prosecution witnesses would prove the case of the prosecution beyond reasonable doubt. According to him, interference of this Court is not necessary in the findings arrived at by the trial Court.

5. Heard the learned counsel appearing on either side and also perused the materials placed on record.

6. Considering the facts and circumstances of the case coupled with the quantum of punishment imposed upon the petitioner, also by considering the submissions of the learned counsel for the petitioner and the learned Counsel for Government of Tamil Nadu (Crl. Side) appearing for the respondent police, further this criminal appeal is not likely to be taken for final hearing in the near future, this Court is of the view that the substantive sentence of imprisonment alone can be suspended on certain conditions.



7. Accordingly, till the disposal of the Criminal Appeal, the substantive sentence of imprisonment imposed by the learned Trial Judge is alone suspended and bail are granted on the following conditions:

(a) The petitioner/accused is ordered to be released on bail, on his executing a bond **for a sum of Rs.25,000/- (Rupees Twenty Five Thousand only)** with two sureties each for a like sum to the satisfaction of the learned Special Judge, Special Court for the Cases under Prevention of Corruption Act, Chennai.

(b) The petitioner/accused and the sureties shall affix their photographs and Left Thumb Impressions in the surety bonds and the Magistrate may obtain a copy of their Aadhaar Cards or Bank Pass Books to ensure their identities.

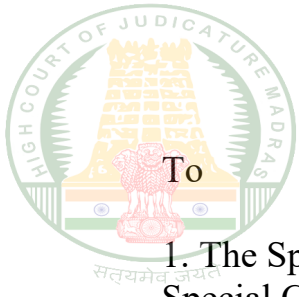
(c) The petitioner shall appear before the Trial Court on the first working day of every English Calendar month at 10.30 a.m., until the disposal of the Criminal Appeal and if there are not able to appear before the trial Court on any day, they shall make arrangements to file an application under Section 317 Cr.P.C. and shall appear before the trial Court on any other day in lieu of the date of his absence, as directed by the trial Court.

8. With the above directions, this Criminal Miscellaneous Petition is ordered.

03-07-2026

Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No

LPP



To

1. The Special Judge,
Special Court for the Cases under Prevention of Corruption Act,
Chennai 104

2. The Inspector of Police,
Vigilance and Anti Corruption,
City-II Detachment,
Chennai – 35.

3. The Public Prosecutor,
High Court, Madras



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CRL MP No. 11540 of 2



G.K.ILANTHIRAIYAN J.

LPP

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