



WEB COPY

CRL MP No. 14546 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 07-08-2026

CORAM

THE HON'BLE MR JUSTICE G.K. ILANTHIRAIYAN

CRL MP No. 14546 of 2026

IN

CRL RC NO. 1639 OF 2026

R.Rangasami
S/o.R.Rayappa Gounder,
Prop M/s Rayappa Textiles,
Avinashi,
R.No.2/131, SF No.94/1,
Gounder Thottam,
Sembianallur,
Avinashi - 641 654.

..Petitioner(s)

Vs

State Rep. by Inspector of Police
Central Bureau of Investigation,
Economic Offences Wing, Chennai.
(in RC 3/E/2007-CBI/EOW/Chennai)

..Respondent(s)

Prayer : Criminal Miscellaneous Petition filed under Section 389(1) of the Criminal Procedure Code / 430 of Bharatiya Nagarik Suraksha Sanhita, 2023, to suspend the sentence of Imprisonment, as confirmed by IV Additional District and Sessions Judge, Coimbatore, in C.A.No.373 of 2019 dated 06.04.2026 arising out of the judgment of conviction and sentence dated 05.11.2019 passed by the learned Chief Judicial Magistrate, Coimbatore in C.C.No.180 of 2008, and enlarge the petitioner on bail pending disposal of the present Criminal Revision Petition.



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For Petitioner(s):

Mr. A.Ram Kumar

For Respondent(s):

Mr.B.Mohan

Special Public Prosecutor

ORDER

This Criminal Miscellaneous Petition has been filed by the petitioner, suspension of sentence of Imprisonment, as confirmed by IV Additional District and Sessions Judge, Coimbatore, in C.A.No.373 of 2019 dated 06.04.2026 arising out of the judgment of conviction and sentence dated 05.11.2019 passed by the learned Chief Judicial Magistrate, Coimbatore in C.C.No.180 of 2008, and enlarge the petitioner on bail pending disposal of the present Criminal Revision Petition.

2. The petitioner is an accused in Special Case No.180 of 2008 on the file of the learned Chief Judicial Magistrate, Coimbatore. He was found guilty of the offences under Sections 120 B read with Sections 420, 467, 468, 471 and 201 of IPC and he has been convicted and sentenced to undergo three years simple imprisonment and to pay a fine of Rs.12,000/-, in default to undergo one year simple imprisonment. Aggrieved by the same, the petitioner has filed the appeal and the same was dismissed, against which, the petitioner has filed this revision 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 Revision and the petitioner/accused have got a fair chance of succeeding in the Criminal Revision 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 Special Public Prosecutor 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 Public Prose, 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 Revision, 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 Chief Judicial Magistrate, Coimbatore.

(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.

07-08-2026

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

SMA



1. Chief Judicial Magistrate, Coimbatore.
2. IV Additional District and Sessions Judge, Coimbatore,
3. Inspector of Police
Central Bureau of Investigation,
Economic Offences Wing, Chennai.



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G.K.ILANTHIRAIYAN, J.

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