

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Criminal Jurisdiction)

Wednesday, the Thirteenth day of September Two Thousand Seventeen

PRESENT

The Hon`ble Dr Justice G. JAYACHANDRAN

CRIMINAL MISCELLANEOUS PETITION No.11564 of 2017

IN CRL A.586/2017

R.CHANDRASHEKAR

[PETITIONER/APPELLANT]

Vs

THE INSPECTOR OF POLICE,
CENTRAL BUREAU OF INVESTIGATION,
ANTI CORRUPTION BRANCH,
CHENNAI-600 006.

[RESPONDENT]

Petition praying that in the circumstances stated therein and in the Memorandum of Grounds in Crl.A.No.586 of 2017 on the file of the High Court, the High Court will be pleased to suspend the sentence against the petitioner/appellant dated 18.08.2017 passed in Calendar Case No.23 of 2012, by the Learned XII Additional Special Judge for CBI CASES, Chennai and to consequently to release the petitioner/appellant on bail pending disposal of the above Crl.A.No.586 of 2017.

Order : This petition coming on for orders upon perusing the petition and the Memorandum of Grounds in Crl.Revision Case No. on the file of the High Court and upon hearing the arguments of MR. MR. R.GOPINATH Advocate for M/S.MCGAN LAW FIRM, Advocate for the petitioner and of MR.K.SRINIVASAN, SPECIAL PUBLIC PROSECUTOR FOR CBI CASES, on behalf of the Respondent, the court made the following order:-

Seeking to suspend the sentence imposed on the petitioner by the learned XII Additional Special Judge for CBI cases, Chennai dated 18.08.2017, in C.C.No.23 of 2012 and enlarge the petitioner on bail pending disposal of criminal appeal, the petitioner is before this Court with this petition.

2. Heard the learned counsel for the petitioner and the learned Special Public Prosecutor (CBI cases) appearing for the respondent.

3. It is submitted by the learned counsel for the petitioner that the case registered against the petitioner under the provisions of Prevention of Corruption Act is certainly exaggerated. The petitioner being a private candidate has been convicted. Points for arguments in the appeal establishes innocence of the petitioner. The fine amount has already been paid and the petitioner is entitled for suspension of sentence.

4. In the light of the above facts, I am inclined to allow this miscellaneous petition and the order passed by the XII Additional Special Judge for CBI cases, Chennai dated 18.08.2017 in C.C.No.23 of 2012 is suspended on condition that the petitioner shall execute a bond for a sum of Rs.1,00,000/- (Rupees One lakh only) with two sureties each for a like sum to the satisfaction of the learned XII Additional Special Judge for CBI cases, Chennai. Further, the petitioner shall appear before the trial Court on every first working day of every month at 10.30 a.m until further orders.

-sd/-
13/09/2017

This order, on being produced, be punctually observed and carried into execution by all concerned

TRUE COPY

Sub-Assistant Registrar (Statistics/C.S.)
High Court, Madras - 600 104.

TO

1 XII ADDITIONAL SPECIAL JUDGE
FOR CBI CASES, CHENNAI

2 THE SPECIAL PUBLIC PROSECUTOR
FOR CBI CASES, HIGH COURT, MADRAS.

3 THE INSPECTOR OF POLICE,
CENTRAL BUREAU OF INVESTIGATION,
ANTI CORRUPTION BRANCH, CHENNAI.

C.C. to M/S.MCGAN LAW FIRM Advocate on payment of necessary charges Sr.17605

Order

in
CRL MP.11564/2017

in
CRL A.586/2017

Date :13/09/2017

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rvr 14/09/2017