

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Criminal Jurisdiction)

Tuesday, the Thirteenth day of August Two Thousand Nineteen

PRESENT

The Hon`ble Mr Justice P. N. PRAKASH

CRIMINAL MISCELLANEOUS PETITION No.11339 of 2019

IN CRL A.510/2019

B.JAGANATHAN

[PETITIONER]

Vs

STATE REPRESENTED BY
THE INSPECTOR OF POLICE,
V AND AC, VILLUPURAM,
CR.NO.8 OF 2009.

[RESPONDENT]

Petition praying that in the circumstances stated therein and in the Memorandum of Grounds in CRL A.510/2019 on the file of the High Court, the High Court will be pleased to suspend the sentence of imprisonment passed by the trial court in Special Case No.30 of 2014 dated 31.7.2019 on the file of Special Court for Prevention of Corruption Act cases, Villupuram pending disposal of the CRL A.510/2019

Order : This petition coming on for orders upon perusing the petition and the Memorandum of Grounds in CRL A.510/2019 on the file of the High Court and upon hearing the arguments of M/S M.ANITHA Advocate for M/S.SIVANANTH AND ASSOCIATES, Advocate for the petitioner and of MR. K.PRABAKAR, ADDITIONAL PUBLIC PROSECUTOR on behalf of the Respondent the court made the following order:-

This petition is filed seeking to suspend the sentence imposed on the petitioner, by judgment and order dated 31.07.2019 passed in Special Case No.30 of 2014 on the file of the Special Court for Prevention of Corruption Act cases, Villupuram.

2. The petitioner, who was an accused in Special Case No.30 of 2014 before the Special Court for Prevention of Corruption Act cases, Villupuram, was convicted for the offences under Sections 7, 13 (2) r/w 13 (1) (d) of the Act, ibid and sentenced to undergo various terms of imprisonment, the maximum being three years of rigorous imprisonment.

3. Challenging the same, the petitioner has filed the above appeal and suspension of sentence and bail.

4. Heard Mrs.M.Anitha, learned counsel for the petitioner and Mr.K.Prabakar, learned Additional Public Prosecutor for the respondent/State

5. It is seen that the petitioner has paid the fine amount imposed by the Trial Court and the Trial Court has also granted suspension of sentence and bail under Section 489 (3) Cr.P.C. till 20.08.2019.

6. The petitioner has raised substantial grounds in the appeal which require detailed appraisal. Further, the appeal is not likely to be taken up in the near future. In such view of the matter, this Court is of the view that the petitioner is entitled to the relief of suspension of sentence and bail.

7. Accordingly, the relief of suspension of sentence and bail is granted on the following conditions:

(i) The petitioner shall surrender before the Trial Court and on such surrender, the petitioner is ordered to be released on bail on he executing a bond for a sum of Rs.10,000/- (Rupees ten thousand only), with two sureties, of whom, one should be a blood relative, each for a like sum to the satisfaction of the Special Court for Prevention of Corruption Act cases, Villupuram.

(ii) The petitioner and the sureties shall affix their photographs and Left Thumb Impression in the surety bond and the Special Court for Prevention of Corruption Act cases, Villupuram, may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity.

(iii) The petitioner shall appear before the Trial Court on the first working day of every month at 10.30 a.m. until the disposal of the appeal and if he is not able to appear before the Trial Court on any day, he 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.

-sd/-

13/08/2019

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 THE SPECIAL JUDGE FOR
PREVENTION OF CORRUPTION ACT CASE,
<https://hcservices.ecourts.gov.in/hcservices/>
VILLUPURAM.

2 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

3 THE INSPECTOR OF POLICE,
V AND AC,
VILLUPURAM.

+2 C.C. to M/S.SIVANANTH AND ASSOCIATES Advocate on payment
of necessary charges Sr.16798

Order

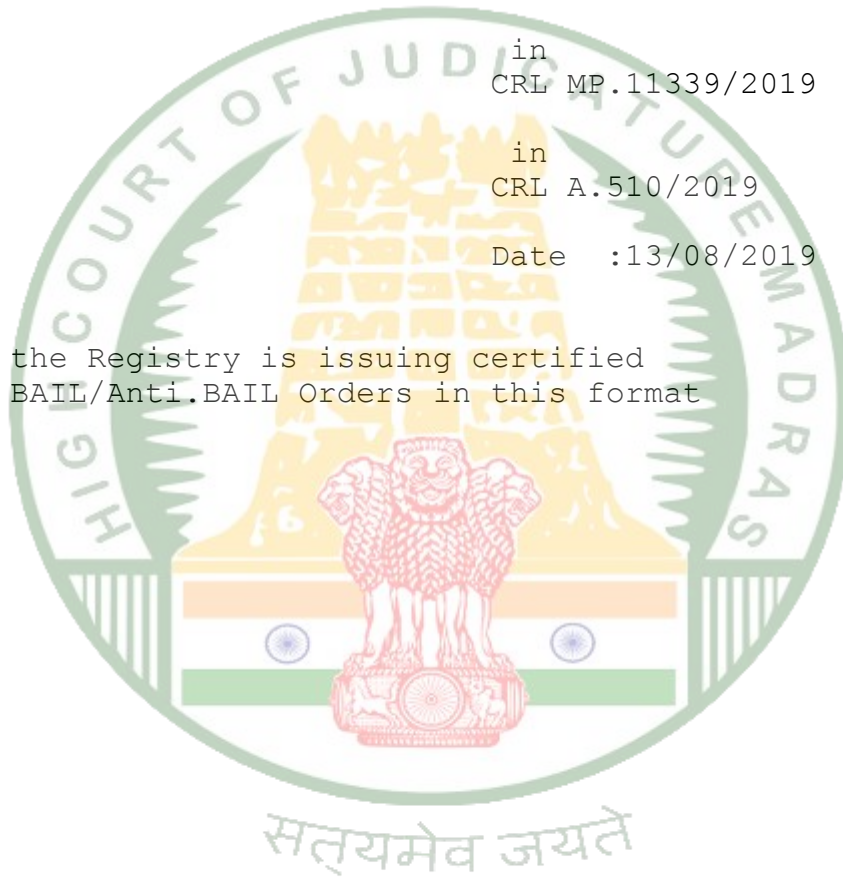
in
CRL MP.11339/2019

in
CRL A.510/2019

Date :13/08/2019

From 7.2.2001 the Registry is issuing certified
copies of the BAIL/Anti.BAIL Orders in this format

RVR 14/08/2019



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