



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

Tuesday, the Sixth day of August Two Thousand Nineteen

PRESENT

WEB COPY

The Hon`ble Mr.Justice G.R.SWAMINATHAN

CRL MP(MD) No.6887 of 2019

IN

CRL A(MD) No.344 of 2019

NAGALAKSHMI

... PETITIONER/APPELLANT

Vs

STATE REP.BY
THE INSPECTOR OF POLICE
VIGILANCE AND ANTI CORRUPTION,
TRICHIRAPPALLI.
Crime No.2/2010

... RESPONDENT/ RESPONDENT

Petition praying that in the circumstances stated therein and in the petition filed therewith the High Court will be pleased to suspend the sentence imposed upon the petitioner namely G.Nagalakshmi vide Judgment dated 09.07.2019 in S.C.No.23/2011 on the file of the Special Court for Trial of cases under the Prevention of Corruption Act, Trichy.

Order : This petition coming on for orders upon perusing the petition filed in support thereof and upon hearing the arguments of Mr.T.ANTONY ARUL RAJ, Advocate for the petitioner and of Mr.S.CHANDRASEKAR, Additional Public Prosecutor on behalf of the Respondent, while admitting the CRL A, the court made the following order:-

The petitioner has been convicted by the learned trial Judge for the offence under Sections 7 and 12 of Prevention of Corruption Act, 1988, to undergo one year rigorous imprisonment and to pay a fine of Rs.5,000/-, in default of payment of fine to undergo simple imprisonment for a further period of three months under Section 7 of the Prevention of Corruption Act, 1988, he was sentenced to undergo two years rigorous imprisonment and to pay a fine of Rs.5,000/-, in default of payment of fine to undergo further period of three months simple imprisonment under Section 12 of the Prevention of Corruption Act, 1988, in Spl.C.C.No.23 of 2011 on the file of the Special Court for Trial of Cases under Prevention of Corruption Act, Trichirappalli.

2.The learned counsel for the petitioner has raised substantial points in the memorandum of appeal, which require a detailed
<https://hcservices.ecourts.gov.in/hcservices/>



consideration by this Court.

3.Considering the facts and circumstances of the case and also considering the submissions of the learned counsel for the petitioner that there are several infirmities in the prosecution case in respect of the petitioner and that there are arguable points involved in the appeal and further that the appeal is not likely to be taken up for final hearing in the near future, this Court is of the view that the petitioner herein is entitled to the relief of suspension of sentence.

4.Accordingly, this petition is allowed and the substantive sentence of imprisonment alone is suspended pending disposal of the appeal and the petitioner is ordered to be released on bail on her executing a bond for a sum of Rs.10,000/-(Rupees ten thousand only) with two sureties each for a like sum to the satisfaction of the Special Judge for Trial of Cases under Prevention of Corruption Act, Trichirappalli and on further condition that the petitioner shall appear before the said court on the first working day of every month at 10.30 am, pending appeal.

sd/-
06/08/2019

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

TO

- 1.THE SPECIAL JUDGE FOR TRIAL
OF CASES UNDER PREVENTION OF CORRUPTION ACT,
TRICHIRAPPALLI.
- 2.THE INSPECTOR OF POLICE
VIGILANCE AND ANTI CORRUPTION, TRICHIRAPPALLI.
- 3.THE ADDITIONAL PUBLIC PROSECUTOR
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1. C.C. to Mr.T.ANTONY ARUL RAJ Advocate SR.No.12929

ORDER
IN
CRL MP(MD) No.6887 of 2019
IN
CRL A(MD) No.344 of 2019
Date :06/08/2019

ias
TK/VR/SAR.2/07.08.2019/2P/5C