



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 05.07.2022

CORAM :

WEB COPY

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

Crl.M.P.No.7808 of 2022 in Crl.R.C.No.768 of 2022

Sumethira

... Petitioner

Versus

K.B.Halan

... Respondent

Prayer: Criminal Miscellaneous Petition filed under Section 389(2) of the Code of Criminal Procedure to suspend the sentence ordered passed by the learned Judicial Magistrate, Udhagamandalam in S.T.C.No.1135 of 2015, dated 31.10.2019 and enlarge the petitioner on bail pending disposal of the Criminal Revision Case.

For Petitioner : Mr.S.Rajmakesh

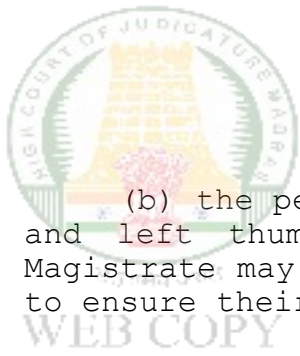
ORDER

This Criminal Miscellaneous Petition is filed to suspend the sentence passed by the learned Judicial Magistrate, Udhagamandalam in S.T.C.No.1135 of 2015, dated 31.10.2019 and enlarge the petitioner on bail pending disposal of the Criminal Revision Case.

2. It is reported by the learned Counsel for the petitioner that the petitioner has surrendered before the Trial Court on 28.06.2022 and is presently confined to Central Prison, Coimbatore.

3. Considering the fact that the conviction is for the offence under Section 138 of the Negotiable Instruments Act, 1881 and considering the grounds raised in the Criminal Revision Case, I am of the view that this is a fit case for grant of suspension of sentence and accordingly, suspension of sentence is granted and the petitioner is enlarged on bail on the following terms:-

(a) the petitioner 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 Trial Court;



(b) the petitioner and the sureties shall affix their photographs and left thumb impressions in the surety bonds and the learned Magistrate may obtain a copy of their Aadhar 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 Revision Case 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 of 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.

4. This Criminal Miscellaneous Petition is ordered accordingly.

-sd/-
05/07/2022

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 JUDICIAL MAGISTRATE,
UDHAGAMANDALAM

2 THE CHIEF JUDICIAL MAGISTRATE
THE NILGIRIS [FOR INFORMATION]

3 THE SESSIONS JUDGE OF THE
THE NILGIRIS, UDHAGAMANDALAM.

4 THE SUPERINTENDENT,
CENTRAL PRISON, COIMBATORE



+1 C.C. to S.RAJMAKESH Advocate on payment of necessary charges
SR.NO.10752

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Order
in
CRL MP.7808/2022
in
CRL RC.768/2022

Date :05/07/2022

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JPA 06/07/2022