



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 06.01.2022

CORAM

THE HONOURABLE MR.JUSTICE A.D.JAGADISH CHANDIRA

Crl.M.P.No.6867 of 2020

in

Crl.R.C.No.984 of 2020

A.Sekar

... Petitioner

Vs.

The State Represented by its,
Inspector of Police,
All Women Police Station,
Ariyalur.
(Crime No.08 of 2013)

... Respondent

PRAYER: The Criminal Miscellaneous Petition is filed under Section 397 (1) of the Code of Criminal Procedure, to suspend the conviction and sentence passed on the Revision Petitioner in Crl.A.No.09 of 2019 dated 31.07.2020 by the learned Principal District and Sessions Judge, Ariyalur and by confirming the order of conviction passed in C.C.No.278/2013 dated 29.11.2018 by Judicial Magistrate I, Ariyalur and direct to release enlarge petitioner on bail.

For Petitioner : Mr.A.Ambigapathi

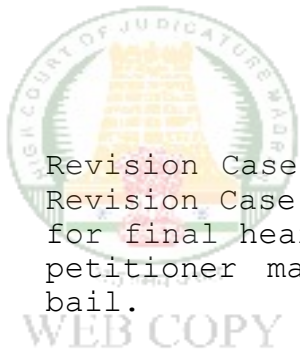
For Respondent : Mr.S.Sugendran
Government Advocate (Crl.Side)

O R D E R

This Criminal Miscellaneous Petition has been filed by the Petitioner, seeking suspension of sentence of imprisonment, imposed by the learned Principal District and Sessions Judge, Ariyalur in Crl.A.No.09 of 2019 dated 31.07.2020.

2. In and by the judgment of the Trial court, the petitioner/accused was convicted for the offence under Section 498(A) IPC and sentenced to undergo six months imprisonment and to pay a fine of Rs.5,000/- in default to undergo seven days simple imprisonment, against which, the present revision has been filed.

3. Learned counsel for the petitioner would submit that the petitioner has got a fair chance of succeeding in the Criminal



Revision Case and there are arguable points available in the Criminal Revision Case, however, as the Revision Case is not likely to be taken for final hearing in the near future, the sentence imposed against the petitioner may be suspended and the petitioner may be enlarged on bail.

4. Heard the learned counsel for the petitioner and perused the materials on record.

5. Considering the facts and circumstances of the case and also considering the submissions of the learned counsel for the petitioner, this Court is of the view that the sentence of imprisonment can be suspended on certain conditions. Accordingly, till the disposal of the Criminal Revision Case, suspension of sentence and bail are granted, on the following conditions :-

- i. The petitioner shall execute a bond for a sum of Rs.20,000/- (Rupees Twenty Thousand only), with two sureties, each for a like sum to the satisfaction of the Trial Court.
- ii. The petitioner shall appear before the Trial Court on the first working day of every English Calendar month at 10.30 a.m., until further orders.

6. The Criminal Miscellaneous Petition is ordered accordingly.

-sd/-
06/01/2022

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

TRUE COPY

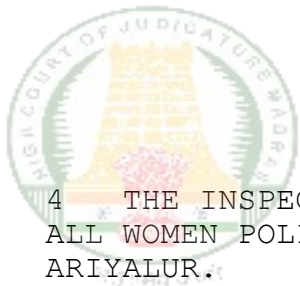
Sub-Assistant Registrar (Statistics/C.S.)
High Court, Madras - 600 104.

TO

1 THE PRINCIPAL DISTRICT AND SESSIONS JUDGE,
ARIYALUR.

2 THE JUDICIAL MAGISTRATE I,
ARIYALUR.

3 THE CHIEF JUDICIAL MAGISTRATE,
ARIYALUR DISTRICT (FOR INFORMATION).



4 THE INSPECTOR OF POLICE,
ALL WOMEN POLICE STATION,
ARIYALUR.

5 THE PUBLIC PROSECUTOR,
HIGH COURT, MADRAS.

+1 C.C. to M/S. S.AMBIGAPATHI Advocate on payment of necessary
charges SR.NO.261

Order

in
CRL MP.6867/2020

in
CRL RC.984/2020

Date :06/01/2022

From 7.2.2001 the Registry is issuing certified
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INBA-10/01/2022