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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 18.06.2024

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THE HON'BLE **MR.JUSTICE M.DHANDAPANI**

Crl.M.P. No.18003 of 2023
in Crl.RC. No.1675 of 2023

1. Dhamu @ Praveen
2. Vijaya Anand

... petitioners

-Vs-

The Inspector of Police,
D1, Ramanathapuram Police Station,
Coimbatore District.
Cr.No.201 of 2016

... Respondent

Prayer: Criminal Miscellaneous Petition is filed under Sections 397 (i) of the Criminal Procedure Code, to suspend the sentence imposed by the learned IV Additional District and Sessions Judge, Coimbatore in CA.No.537 of 2018 vide his judgement dated 04.08.2023 confirming the judgment dated 19.11.2018 made in CC.No.387 of 2016 on the file of the learned Judicial Magistrate No.VI, Coimbatore and enlarge the petitioners on bail.

For petitioners : Mr.K.Sudhakar

For Respondent : Mr.A.Gopinath

Government Advocate (Crl. Side)

ORDER

The Criminal Revision has been filed as against the Judgment and sentence passed by the learned IV Additional District and Sessions Judge,



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Coimbatore in C.A.No.537/2018 dated 04.08.2023 and convicted the petitioners for an offence under Section 392 of IPC sentenced to undergo three months rigorous imprisonment each and to pay a fine of Rs.1000/- each, in default, to undergo 30 days imprisonment. The above said sentences shall run concurrently Challenging the same, the petitioners have filed Revision and the present miscellaneous petition seeking suspension of sentence of imprisonment.

2. The learned counsel for the petitioners has raised several arguable grounds insofar the petitioners and it will take some more time for this Court to take up the criminal revision and to dispose of the same. The learned counsel further submitted that the petitioners are in prison for more than one year.

3. The learned Government Advocate (Crl. Side) appearing for the respondent submitted that there are three previous cases pending as against the petitioners.

4. In the facts and circumstances of the case, the Criminal



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Miscellaneous Petition is ordered and the punishment of imprisonment imposed as against the petitioners is hereby suspended and they are directed to be released on bail on the following conditions:

a) the petitioners shall execute a bond for a sum of Rs.10,000/- each to the satisfaction of the learned Judicial Magistrate-IV, Coimbatore along with two sureties for a like sum;

b) the petitioners shall report before the Court below on the first working day of every month, pending disposal of the revision.

18.06.2024

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Note: Issue order copy on 19.06.2024

To

1. The Inspector of Police,
D1, Ramanathapuram Police Station,
Coimbatore District.
2. The IV Additional District and Sessions Judge,
Coimbatore.
3. The Judicial Magistrate No.VI, Coimbatore.
4. The Superintendent, Central Prison, Coimbatore.
5. The Public Prosecutor, High Court of Madras.



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M.DHANDAPANI, J.

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