



CRL MP(MD) No.10820 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Wednesday, the Sixteenth day of October Two Thousand and Twenty Four

PRESENT

The Hon`ble Mr.Justice G.ILANGO VAN

CRL MP(MD) No.10820 of 2024

in

CRL A(MD) No.822 of 2024

K.SELVARAJ

... PETITIONER/ APPELLANT

Vs

THE INSPECTOR OF POLICE,
VIGILANCE AND ANTI CORRUPTION DEPARTMENT,
THANJAVUR.
CRIME NO. 3/2007

... RESPONDENT/RESPONDENT

Petition filed praying that in the circumstances stated therein and in the petition filed therewith the High Court may be pleased to suspend the sentence imposed by the learned Special Court / Chief Judicial Magistrate, Thanjavur at Kumbakonam in Special Case No. 22/2014 dated 23.09.2024 and enlarge the petitioner on bail pending disposal of this present criminal appeal.

Prayer in CRL A(MD) No.822 of 2024 :

To call for the records and to set aside the conviction and sentence imposed by the Learned Special Court / Chief Judicial Magistrate, Thanjavur at Kumbakonam in Spl.Case No.22 of 2014 on 23.09.2024 as against the Appellant/1st Accused under sections 7 and 13(2) r/w 13(1)(d) of the Prevention of Corruption Act and thereby allow this Criminal Appeal.

Order : This petition coming up for orders on this day, upon perusing the petition filed in support thereof and upon hearing the arguments of M/S.S.VENKATESAN,

<https://www.mhc.tn.gov.in/judis>



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Advocate for the petitioner and of MR.R.MEENAKSHI SUNDARAM, Additional Public Prosecutor on behalf of the Respondent, while admitting the Criminal Appeal, the court made the following order:-

This Criminal Miscellaneous Petition is filed to suspend the sentence imposed by the learned Special Judge / Chief Judicial Magistrate, Thanjavur at Kumbakonam in Spl.Case.No.22 of 2014, dated 23.09.2024, and enlarge the petitioner on bail, pending disposal of the above said Criminal Appeal.

2.The learned counsel for the petitioner submitted that the petitioner has been convicted by the learned trial judge, for the alleged offence under Section 7 and 13(2) r/w 13(1)(d) of Prevention of Corruption Act and sentenced to undergo 3 years rigorous imprisonment and ordered to pay a sum of Rs.3,000/- as fine and in default to undergo 2 months simple imprisonment, for the offence under Section 7 of Prevention of Corruption Act. I was further sentenced to undergo 1 year rigorous imprisonment and ordered to pay a sum of Rs.2,000/- as fine and in default to undergo 2 months simple imprisonment.

3.It is submitted by the learned counsel for the petitioner that the sentence was already suspended by the trial Court from 23.09.2024 till 22.10.2024, by order dated 23.09.2024.

4.Having regard to the fact that there are arguable points involved in the appeal and further, the appeal is not likely to be taken up for final hearing in the near future



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and also considering the fact the petitioner are already enlarged on bail by the trial Court, the suspension of sentence petition is allowed and the substantive sentence of imprisonment alone is suspended pending disposal of the appeal and the petitioner is directed to be enlarged on bail on condition that the petitioner shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) each with two sureties each for a like sum to the satisfaction of the learned Special Judge / Chief Judicial Magistrate, Thanjavur at Kumbakonam and on further condition that the petitioner shall appear before the said Court once in a week at 10.30 a.m. pending appeal.

sd/-
16/10/2024

/ TRUE COPY /

/10/2024

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

TO

1 THE SPECIAL JUDGE /
CHIEF JUDICIAL MAGISTRATE,
THANJAVUR AT KUMBAKONAM.

2 THE INSPECTOR OF POLICE,
VIGILANCE AND ANTI CORRUPTION DEPARTMENT,
THANJAVUR.

3 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.



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ORDER

IN

CRL MP(MD) No.10820 of 2024

in

CRL A(MD) No.822 of 2024

Date :16/10/2024

RS/JGB/SAR-(28.10.2024) 4P 4C

Madurai Bench of Madras High Court is issuing
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