



*Crl.M.P.No.12895 of 2025
in Crl.A.No.388 of 2025*

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 03.07.2025

CORAM:

THE HON'BLE MR.JUSTICE **G.K.ILANTHIRAIYAN**

Crl.M.P.No.12895 of 2025
in
Crl.A.No.388 of 2025

Manikandan

...Petitioner

Vs.

The State Rep By
Represented by the Inspector of Police
Mangalamedu Police Station,
Perambalur District.
Crime No. 504/2017

... Respondent

PRAYER: Criminal Miscellaneous Petition filed under Section 389(1) of Cr.P.C., to suspend the sentence imposed on the petitioner appellant in judgement made in S.C.No.13 of 2019 dated 08.11.2019 on the file of Learned Sessions Judge, Mahila Court, Perambalur, pending disposal of the above Crl.A.No.388 of 2024.



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For Petitioner : Mr.K.Selvakumaraswamy

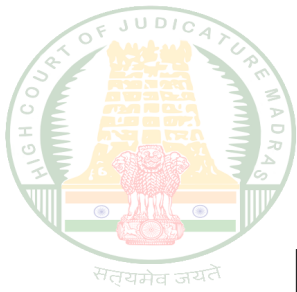
For Respondent : Mr.S.Raja Kumar
Additional Public Prosecutor

ORDER

This Criminal Miscellaneous Petition has been filed by the petitioner, seeking suspension of sentence imposed by the learned Sessions Judge, Mahila Court, Perambalur in S.C.No.13 of 2019 vide Judgement dated 08.11.2019.

2. The petitioner herein is an accused in S.C.No.13 of 2019 on the file of the Learned Sessions Judge, Mahila Court, Perambalur. He was found guilty of the offences under Section 323, 354, 376 & 506(ii) of IPC and Section 4 of Tamil Nadu Prohibition of Women Harassment Act and he has been convicted and sentenced as under:

Rank of the accused	Conviction under Section	Sentence awarded
Sole accused	323 of IPC	to undergo rigorous imprisonment for a period of one year.
	354 of IPC	to undergo rigorous imprisonment for a period of one



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Rank of the accused	Conviction under Section	Sentence awarded
		year.
	376 of IPC	to undergo rigorous imprisonment for a period of 10 years.
	506(ii) of IPC	to undergo rigorous imprisonment for a period of 2 years.
	4 of TN Prohibition of Women Harassment Act	to undergo rigorous imprisonment for a period of 3 years.

3. Heard the learned counsel for the petitioner and the learned Additional Public Prosecutor for the respondent.

4. This Court finds no reasons to suspend the sentence since the Trial Court has gone through the evidence in its entirety and also finds that the petitioner had committed very serious and heinous offence. Further, it is seen that the petitioner had already approached this Court seeking suspension of sentence in Crl.M.P.No.5971 of 2024 however the same was dismissed on the ground that no *prima facie* case has been made out by the petitioner. Since there is no cause of action, this Court cannot interfere with



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the order passed by the trial court imposing the above sentences.

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5. In the result, the petition for suspension of sentence is dismissed.

03.07.2025

Index : Yes/No
Neutral citation : Yes/No
Speaking/non-speaking order

Nhs

To

1. The Sessions Judge,
Mahila Court,
Perambalur.
2. The Inspector of Police
Mangalamedu Police Station,
Perambalur District.
Crime No. 504/2017.
3. The Public Prosecutor,
High Court of Madras,
Chennai.



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G.K.ILANTHIRAIYAN, J.

Nhs

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