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*Crl.M.P.No.11058 of 2025
in Crl.A.No.624 of 2025*

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30.06.2025

CORAM:

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

Crl.M.P.No.11058 of 2025
in
Crl.A.No.624 of 2025

Vinothkumar

...Petitioner

Vs.

The State Rep By
The Inspector of Police
K3, Aminjikarai Police Station,
Chennai.
Crime No. 88/2021

... Respondent

PRAYER: Criminal Miscellaneous Petition filed under Section 430(1) r/w 483 of B.N.S.S to suspend the sentence imposed on the petitioner/appellant by the learned XIX Additional Judge, City Civil Court, Chennai, dated 29.04.2025 made in S.C.No.243 of 2022 and enlarge the petitioner/appellant on bail pending disposal of the above criminal appeal.

For Petitioner : Mr.P.Govindarajan

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



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ORDER

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This Criminal Miscellaneous Petition has been filed by the petitioner, seeking suspension of sentence imposed on the petitioner/appellant by the learned XIX Additional Judge, City Civil Court, Chennai, dated 29.04.2025 made in S.C.No.243 of 2022 and enlarge the petitioner/appellant on bail pending disposal of the above criminal appeal.

2. The petitioner, who arrayed as 3rd accused in S.C.No. 243 of 2022, was convicted and sentenced by the XIX Additional Judge, City Civil Court, Chennai vide judgment dated 29.04.2025, as follows:

Rank of the accused	Conviction under Section	Sentence awarded
Third Accused	307 IPC	to undergo simple imprisonment for 5 years and to pay fine of Rs.1000/- , in default to undergo simple imprisonment for 6 months as per Section 235(2) Cr.PC
	452 IPC	to undergo simple imprisonment of 3 years and to pay fine of Rs.500/-, in default to undergo simple imprisonment for 3 months as per Section 235(2) Cr.PC . The above sentences imposed on the petitioner/appellant is ordered to run concurrently.



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

4. The petitioner was arrayed as the third accused . There is a specific overt act attributed to him in the occurrence. Therefore, the petitioner has failed to establish a prima facie case for suspension of sentence.

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

30.06.2025

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

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G.K.ILANTHIRAIYAN, J.
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To

1. The XIX Additional Judge,
City Civil Court, Chennai.
2. The Inspector of Police
K3, Aminjikarai Police Station,
Chennai.
3. The Public Prosecutor,
High Court of Madras,
Chennai.

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