



WEB COPY



*Crl.M.P.No.14223 of 2025
in Crl.A.No.1020 of 2025*

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 21.07.2025

CORAM:

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

Crl.M.P.No.14223 of 2025
in
Crl.A.No.1020 of 2025

Ajith Petitioner

Vs

The State Rep by
The Inspector of Police,
G-2, Pudumund Police Station,
Ooty, The Nilgris
Crime No.75/2022 Respondent

PRAYER: Criminal Miscellaneous Petition filed under Section 430(1) of the Bharatiya Nagarik Suraksha Sanhita, 2023, praying to suspend the sentence passed in the judgment dated 07.03.2024 by the learned Sessions Judge of Magalir Needhimandram (FTMC) Uthagamandalam in Special C.C.No.26 of 2023 by enlarging him on bail pending disposal of the above appeal.

For Petitioner : Mr.S.Santha Kumari

For Respondent : Mr.S.Rajakumar
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 by the learned Sessions Judge, Magalir Needimandram (FTMC), Uthagamandalam in Spl.C.C.No.26 of 2023 dated 07.03.2024, and enlarge the petitioner on bail pending disposal of the above appeal.

2. The petitioner, who is the accused in Spl.C.C.No.26 of 2023, was convicted and sentenced by the Sessions Judge, Magalir Needimandram (FTMC), Uthagamandalam, vide judgment dated 07.03.2024, as follows:

Rank of the accused	Conviction under Section	Sentence awarded
Sole accused	366(A) of IPC	To undergo Rigorous Imprisonment for ten years and to pay a fine of Rs.1,000/-, in default to undergo simple imprisonment for one year.
	Section 506 (i) of IPC	To undergo Rigorous Imprisonment for two years and to pay a fine of Rs.1,000/-, in default to undergo simple imprisonment for six months
	Section 5(I), 4(m) r/w 6 of the POCSO Act	To undergo Rigorous Imprisonment for twenty years and to pay a fine of Rs.10,000/- in default, to undergo simple imprisonment for three years.



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

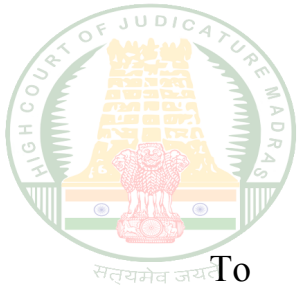
4. This Court finds no reasons to suspend the sentence since the Trial Court has gone through the evidence in its entirety and also finds that the petitioner had committed very serious and heinous offence as against the victim girl who is aged about 8 years old at the time of occurrence.

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

21.07.2025
(2/2)

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

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To

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1. The Sessions Judge, Magalir Needimandram (FTMC), Uthagamandalam
2. The Inspector of Police,
G-2, Pudumund Police Station,
Ooty, The Nilgris
3. The Public Prosecutor,
High Court of Madras,
Chennai.



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G.K.ILANTHIRAIYAN, J.
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