



IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 19.11.2025

Coram:

The Honourable Mrs.Justice T.V.THAMILSELVI

Crl.M.P.No.15668 of 2024

in Crl.A.No.388 of 2023

Senthil @ Ravukalam

...Petitioner

Versus

State of Tamil Nadu

Represented by Inspector of Police,

Valavanoor Police Station.

Villupuram District.

Crime No.577/2020.

...Respondent

Prayer:

This Criminal Miscellaneous Petition is filed under Section 430(1) of BNSS, 2023 and Section 389(1) of Cr.P.C praying to suspend the sentence passed by the Court of Sessions Judge, Special Court for Exclusive Trial of POCSO Cases, Villupuram in Spl.S.C.No.83 of 2020 dated 16.03.2023 and enlarge the petitioner on bail pending the disposal of the above Criminal



Appeal No.388 of 2023.

For Petitioner : Mr.M.Devaraj

For Respondent : Mr.V.Meganathan,
Government Advocate (Crl.Side)

ORDER

This Criminal Miscellaneous Petition has been filed by the petitioner seeking to suspend the sentence imposed on him by the learned Sessions Judge, Special Court for Exclusive Trial of POCSO Cases, Villupuram vide Judgment dated 16.03.2023 in Spl.S.C.No.83 of 2020 and enlarge him on bail pending disposal of the present Criminal Appeal.

2. The petitioner is an accused in Spl.S.C.No.83 of 2020 on the file of Special Court for Exclusive Trial of POCSO Cases, Villupuram. The petitioner/accused was found guilty for commission of offence under Section



323 of IPC and Section 5(m) r/w. 6 of POCSO Act, 2012. Therefore, the trial Court vide Judgment dated 16.03.2023 in Spl.S.C.No.83 of 2020, convicted the petitioner/accused and sentenced him to undergo 20 years rigorous imprisonment and to pay a fine of Rs.10,000/-, in default, to undergo 3 months simple imprisonment. Aggrieved by the said conviction and sentence, petitioner/accused has preferred the present Criminal Appeal.

3. The learned counsel for petitioner/accused submitted that petitioner/accused is a married man and he has two sons. Since the petitioner/accused has been under the judicial custody for more than 2½ years, his family members are financially struggling a lot to eke out their livelihood.



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3.1. The learned counsel for petitioner/accused also submitted that petitioner/accused is ready to abide any condition to be imposed by this Court. Therefore, the learned counsel prayed that the substantive sentence imposed on the petitioner/accused may be suspended.

4. The learned Government Advocate (Crl.Side) appearing for the respondent Police submitted that petitioner/accused has committed sexual assault on a minor victim girl which was also proved beyond all reasonable doubt before the trial Court. Therefore, the learned Government Advocate (Crl.Side) submitted that he has serious objection for granting bail to petitioner/accused.

5. Heard the learned counsel on both sides and perused the materials available on record.



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6. Considering the submissions made by the learned counsel for petitioner/accused coupled with the quantum of punishment imposed on the petitioner/accused and taking into consideration of the fact that the Criminal Appeal is likely to be taken up for final hearing in the near future, this Court is inclined to suspend the substantive sentence of imprisonment alone.

7. Accordingly, till the disposal of the Criminal Appeal, the reliefs of suspension of sentence and bail are granted on the following conditions:

(i) The sentence of imprisonment imposed on the petitioner/accused shall be suspended and the petitioner/accused shall be released on bail on condition that he shall execute a bond for a sum of Rs.25,000/- (Rupees Twenty Five Thousand only) with two sureties (out of which, one surety should be blood surety), each for a likesum to the satisfaction of the learned Sessions Judge, Special Court for Exclusive Trial of POCSO Cases, Villupuram;

(ii) The petitioner/accused and the sureties shall affix their photographs and Left Thumb Impressions in the surety



bonds and the trial Court may obtain a copy of their Aadhaar Card or Bank Pass Book and their mobile numbers to ensure their identity;

(iii) The petitioner/accused shall appear before the respondent Police on every Saturday at 10.30 a.m. and also, he shall appear before the trial Court on the first working day of every English Calendar month at 10.30 a.m., till the disposal of Criminal Appeal and if he is not able to appear before the trial Court on any day, he shall make arrangements to file an application under Section 355 of BNSS, 2023 and shall appear before the trial Court on any other day in lieu of his absence, as directed by the trial Court.

(iv) The petitioner/accused shall not have any communication with the victim girl and her family members.

8. With the above directions, this Criminal Miscellaneous Petition is allowed.

19.11.2025

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Index: Yes/No

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Speaking Order (or) Non-Speaking Order

To

- 1.The Sessions Judge,
Special Court for Exclusive Trial of POCSO Cases,
Villupuram.
- 2.The Inspector of Police,
Valavanoor Police Station.
Villupuram District.
- 3.The Public Prosecutor,
High Court, Madras.



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T.V.THAMILSELVI, J.

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