



WEB COPY



Crl.M.P.No.17640 of 2025 in
Crl.RC.No.538 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 22.09.2025

CORAM:

THE HON'BLE MRS.JUSTICE T.V.THAMILSELVI

**Crl.M.P.No.17640 of 2025
in Crl.RC.No.538 of 2025**

C.Jeyasingh

.... Petitioner

Vs

M.Seenivasan

.... Respondent

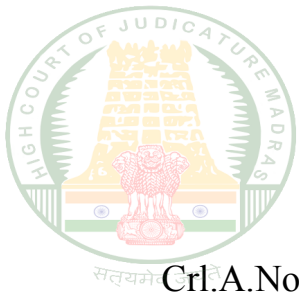
PRAYER: Criminal Miscellaneous Petition filed under Section 438(1) of BNSS, to suspend the sentence imposed by the Hon'ble V Additional Sessions Judge, Chennai in judgment and order of conviction dated 10.03.2025 in Crl.A.No.453 of 2024 in S.T.C.No.5500 of 2022 Metropolitan Magistrate, Fast Track No.02, Egmore @ Allikulam and enlarge the petitioner on bail.

For Petitioner : Mr.R.C.Paul Kanagaraj

For Respondent : Mr.C.Prasanna Venkatesh

ORDER

This Criminal Miscellaneous Petition has been filed by the petitioner, seeking suspension of sentence imposed by the learned V Additional Sessions Judge, Chennai in judgment and order of conviction dated 10.03.2025 in



CrI.M.P.No.17640 of 2025 in
CrI.RC.No.538 of 2025

WEB COPY

CrI.A.No.453 of 2024 in S.T.C.No.5500 of 2022 on the file of the Metropolitan Magistrate, Fast Track No.02, Egmore @ Allikulam and enlarge the petitioner on bail.

2.The petitioner herein is the accused in S.T.C.No.5500 of 2022 on the file of Metropolitan Magistrate, Fast Track No.02, Egmore @ Allikulam. He was found guilty of the offence under Section 138 & 142 of the Negotiable Instruments Act and he has been convicted and sentenced to undergo simple imprisonment for six months and to pay the compensation of Rs.9,34,000/-, in default of payment of compensation, the petitioner shall undergo two months simple imprisonment. Aggrieved by the same, the petitioner had filed an appeal in CrI.A.No.453 of 2024 and the V Additional Sessions Judge, Chennai by order dated 10.03.2025, had dismissed the above appeal, confirming the judgment and sentence imposed by the trial Court. Aggrieved by the same, the present revision has been filed.

3.The learned counsel for the petitioner/accused would submit that there are arguable points available in the Criminal Revision Case and the petitioner/accused has got a fair chance of succeeding in the Criminal Revision



CrI.M.P.No.17640 of 2025 in
CrI.RC.No.538 of 2025

WEB COPY

Case. He would further submit that due to petitioner's unwell, he was not able to comply with the earlier order passed by this Court and he intend to sell the property and settle the amount. Hence, the substantive sentence imposed against the petitioner/accused may be suspended and the petitioner is ready to abide any condition to be imposed by this Court.

4.Learned counsel for the respondent raised objection for allowing this petition and submitted that only to drag the proceedings, the petitioner filed this criminal miscellaneous petition.

5.Heard the learned counsel for the petitioner, learned counsel for the respondent and also perused the materials placed on record.

6.Considering the submissions of the learned counsel for the petitioner, coupled with the quantum of punishment imposed upon the petitioner and taking into consideration the fact that this criminal revision is not likely to be taken for final hearing in the near future, this Court is of the view that the substantive sentence of imprisonment alone can be suspended on certain conditions. Accordingly, till the disposal of the Criminal Revision Case, the



Crl.M.P.No.17640 of 2025 in
Crl.RC.No.538 of 2025

reliefs of suspension of sentence and bail are granted on the following
WEB COPY
conditions:

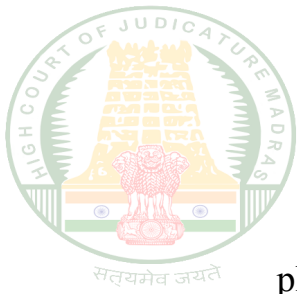
(i) the petitioner shall deposit a sum of Rs.5,00,000/- (Rupees Five lakhs only), after deducting the amount which was already deposited by the petitioner, if any, to the credit of S.T.C.No.5500 of 2022 on the file of the Metropolitan Magistrate, Fast Track No.02, Egmore @ Allikulam, on or before 13.10.2025. Failing which, the order passed by this Court shall stand automatically cancelled.

(ii) On such deposit being made, the respondent is permitted to withdraw the aforesaid amount.

(iii) On the failure of the petitioner/accused depositing the above said amount, it is open to the trial Court to commit the petitioner/accused into custody for undergoing the sentence.

(iv) On the petitioner depositing the amount as stated clause (i) supra, the sentence of imprisonment alone, imposed on the petitioner/accused, shall be suspended, on his execution of a bond for a sum of Rs.25,000/- with two sureties, each for a likesum to the satisfaction of the trial court;

(v) The petitioner and the sureties shall affix their



Crl.M.P.No.17640 of 2025 in
Crl.RC.No.538 of 2025

WEB COPY

photographs and Left Thumb Impression in the surety bond and the trial Court may obtain a copy of their Aadhar card or Bank pass Book and mobile numbers to ensure their identity;

(vi) The petitioner shall appear before the Trial Court on the first working day of every English Calendar month at 10.30 a.m., until the disposal of the revision petition 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 the date of his absence, as directed by the trial Court;

7. With the above directions, this Criminal Miscellaneous Petition is ordered.

22.09.2025

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



WEB COPY



Crl.M.P.No.17640 of 2025 in
Crl.RC.No.538 of 2025

T.V.THAMILSELVI, J.

pam

To

- 1.The Metropolitan Magistrate, Fast Track No.02, Egmore @ Allikulam.
- 2.The V Additional Sessions Judge, Chennai.

Crl.M.P.No.17640 of 2025
in Crl.R.C.No.538 of 2025

22.09.2025