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CRL MP No. 18393 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 26-09-2025

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THE HONOURABLE MRS.JUSTICE T.V.THAMILSELVI

CRL MP NO. 18393 OF 2025

IN

CRL RC No. 1902 of 2025

1. K.Chandran
S/o.Krishna, No.320, 2nd Cross, 6th
Street, Mogappair West, 7th Block,
Chennai-600 037.

Petitioner(s)

Vs

1. M.Venugopal
S/o.M.Manickam, No.3, 8th Avenue,
Bhanu Nagar, Ambattur, Chennai-600
053.

Respondent(s)

PRAYER

To suspend the sentence of imprisonment imposed in the judgement dated 29.07.2021 passed in CC.No.02 of 2019 by the Learned Judicial Magistrate, Fast track Court, Magisterial Level, Ambattur confirming the judge conviction imposed in judgement dated 14.07.2023 made in Crl.A.No.05 of 2022 on the file of the III additional district and Sessions Court, Tiruvallur at Poonamallee and enlarge the petitioner on bail



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For Petitioner(s): R.Thirumoorthy
M.Manivannan
S.Meiyyappan
S.Arunkumar
S.Sivasekar
M.Kishore
J.Ganesh

For Respondent:

ORDER

This petition has been filed to suspend the sentence of imprisonment imposed in the judgement dated 29.07.2021 passed in CC.No.02 of 2019 by the Learned Judicial Magistrate, Fast track Court, Magisterial Level, Ambattur confirming the judge conviction imposed in judgement dated 14.07.2023 made in Crl.A.No.05 of 2022 on the file of the III additional district and Sessions Court, Tiruvallur at Poonamallee and enlarge the petitioner on bail.

2. The petitioner was accused in CC.No.02 of 2019 on the file of the Learned Judicial Magistrate, Fast track Court, Magisterial Level, Ambattur. He found guilty of offence under Section 138 of NI Act and convicted and sentenced him to undergo Nine Months simple imprisonment and to pay a sum of Rs.3 lakhs towards compensation within two months, in default, to undergo



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simple imprisonment for further two months. Aggrieved over the same, the petitioner filed the appeal before the III additional district and Sessions Court, Tiruvallur at Poonamallee in Crl.A.No.05 of 2022, after considering oral and documentary evidence, the appellate Court dismissed the appeal by confirming the conviction imposed by the Trial Court. Aggrieved over the same the petitioner filed this petition to suspend the sentence imposed on the petitioner.

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 Case and hence, the substantive sentence imposed against the petitioner/accused may be suspended. He would submit that the petitioner is ready to abide any condition to be imposed by this Court.

4. Heard the learned counsel appearing for the petitioner and also perused the materials placed on record.

5. 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

reliefs of suspension of sentence and bail are granted on the following

conditions:

(i) the petitioner shall deposit a sum of Rs.3,00,000/- to the credit of CC No. 2 of 2019 on the file of learned Judicial Magistrate, Fast Track (Magisterial Level) Ambattur, within a period of four weeks from today. Failing which, the order passed by this Court shall stand automatically cancelled.

(ii) On such deposit being made, the trial Court shall redeposit the said amount in a Fixed Deposit Account, in any one of the Nationalized Banks, renewable thereafter periodically. The disbursal of this amount shall be decided at the culmination of the Criminal Revision Case;



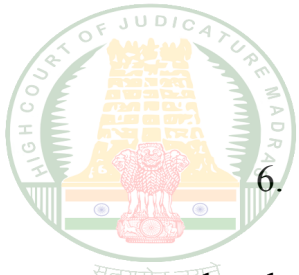
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(iii) On the failure of the petitioner/accused depositing the above said amount, it is open to the trial Court to commit the petitioner/accused into custody for undergoing the sentence.

(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 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;



6. With the above directions, this Criminal Miscellaneous Petition is

ordered.

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Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No

To

1. The Judicial Magistrate, Fast Track (Magisterial Level) Ambattur.
2. The Central Prison, Puzhal.
3. The Public Prosecutor, High Court, Madras.



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T.V.THAMILSELVI J.
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