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Crl.M.P.No.965 of 2025
in
Crl.A.No.96 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 06.02.2025

CORAM

THE HONOURABLE MR.JUSTICE P.VELMURUGAN

Crl.M.P.No.965 of 2025

in

Crl.A.No.96 of 2025

N.Prabhakaran @ Prabu
S/o.Nagarajan,
No.109, Subburayan Street,
Shanmuga Nagar,
Ariyankuppam, Puducherry.

Petitioner

Vs

State by its
Inspector of Police,
Ariyankuppam Police Station,
Puducherry, Crime No.110/2017.

Respondent

Prayer: This Criminal Miscellaneous Petition is filed under Section 430(1) of BNSS, 2023, to suspend the sentence imposed upon the petitioner/appellant by the Sessions Judge, on the file of the Fast Track Court Exclusively to deal with offences under the POCSO Act, Puducherry in Spl.S.C.No.22 of 2023 by judgment dated 24.01.2024 pending disposal of the appeal.



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For Petitioner(s):

Mr.D.Senthilkumar

For Respondent(s):

Mr.K.S.Mohandass

Addl.Public Prosecutor

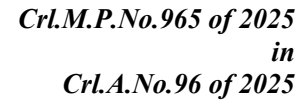
Assisted by Mr.A.Alexander

Government Advocate

ORDER

This criminal miscellaneous petition has been filed seeking to suspend the sentence imposed upon the petitioner/appellant by the learned Sessions Judge, Fast Track Court Exclusively to deal with offences under the POCSO Act, Puducherry in Spl.S.C.No.22 of 2023 by judgment dated 24.01.2024, pending disposal of the appeal.

2. The petitioner/ appellant, who was arrayed as accused in Spl.S.C.No.22 of 2023 on the file of the Fast Track Court Exclusively to deal with offences under the POCSO Act, Puducherry, was found guilty and convicted and sentenced for the offences under Sections 363 IPC to undergo rigorous imprisonment for a period of three years and to pay a fine of Rs.1,000/-, in default, to undergo two months simple imprisonment; for the offence under Section 342 IPC to undergo rigorous



3. Heard both sides and perused the materials available on record.

4. Considering the facts and circumstances of the case and also considering the fact that the offences committed by the petitioner are serious in nature, this Court is not inclined to suspend the sentence at this stage and the main appeal will be taken up for consideration. Hence, the miscellaneous petition is dismissed.

06.02.2025

Index : Yes/No
Neutral Citation Case : Yes/No
Speaking Order : Yes/No
ms



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- To
1. The Sessions Judge,
Fast Track Court Exclusively to deal with offences
under the POCSO Act, Puducherry.
 2. The Inspector Of Police
Ariyankuppam Police Station
Puducherry.
 3. The Superintendent of Prison,
Central Prison, Puducherry.
 4. The Public Prosecutor,
(Puducherry)
High Court, Madras.



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P.VELMURUGAN, J

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