



CrL.M.P.(MD) Nos.1675, 10417 & 10420
of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 08.12.2025

CORAM

THE HONOURABLE MR.JUSTICE G.K.ILANTHIRAIYAN
AND
THE HONOURABLE MS.JUSTICE R. POORNIMA

CRL.MP(MD) Nos.1675, 10417 & 10420 of 2025
in
CrL.A(MD)No.962 & 1046 of 2024

Kesavan Petitioner in CRL.MP(MD) Nos.1675 of 2025

Sivaperumal @ Siva Petitioner in CRL.MP(MD) Nos.10417 of 2025

Muthuraja @ Baburaja Petitioner in CRL.MP(MD) Nos.10420 of 2025

Vs.

State of Tamil Nadu,
rep. by The Inspector of Police
Kurumbur Police Station
Thoothukudi District.
(Crime No.98/2022).

.....Respondent

Common Prayer : Petitions filed under Section 430 (1) of BNSS to
suspend the execution of sentence by granting bail in S.C.No. 307/2022
on the file of the Learned 1st Additional District and Sessions Court,



**Crl.M.P.(MD) Nos.1675, 10417 & 10420
of 2025**

Thoothukudi District and set aside the judgment dated 14.10.2024 pending disposal of the above criminal appeals.

For Petitioner in Crl.M.P.(MD)No.1675/25 : Mr.Kathirvelu,
Senior Counsel
for Mr.K.Prabhu

For Petitioner in Crl.M.P.(MD)No.10417/25 : Mr.S.Vishnuvardhan,

For Petitioner in Crl.M.P.(MD)No.10420/25 : Mr.S.Vishnuvardhan,

For Respondent in all cases : Mr.R.Meenakshi Sundaram,
Additional Public Prosecutor

Common Order

[Order of the Court was made by G.K.ILANTHIRAIYAN, J.]

Seeking to suspend the sentence imposed on the petitioners by the 1st Additional District and Sessions Court, Thoothukudi District, *vide* Judgment dated 14.10.2024 in S.C.No.307 of 2022, they have filed these Criminal Miscellaneous Petitions.



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2. The petitioners stand convicted and sentenced as under:

Accused	Section of Law	Sentence of imprisonment	Fine amount
A1	120(b)(1) IPC	Life Imprisonment	Rs.5,000/- i/d to undergo one month Imprisonment
	302 r/w. 109 IPC	Life Imprisonment	Rs.5,000/- i/d to undergo one month Imprisonment
A3	120(b)(1) IPC	Life Imprisonment	Rs.5,000/- i/d to undergo one month Imprisonment
	302 r/w. 34 IPC	Life Imprisonment	Rs.5,000/- i/d to undergo one month Imprisonment
A4	120(b)(1) IPC	Life Imprisonment	Rs.5,000/- i/d to undergo one month Imprisonment
	302 r/w. 34 IPC	Life Imprisonment	Rs.5,000/- i/d to undergo one month Imprisonment

3. Heard the learned counsel on either side and perused the materials available on record.



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4. Considering the period of incarceration suffered by the petitioners and that there are several arguable points and further the appeal is of year 2024 and the likelihood of the appeal being taken up for final hearing in the near future is also not possible, hence we are of the opinion that it is a fit case for grant of suspension of sentence to the petitioners.

5. Accordingly, the Criminal Miscellaneous Petitions are allowed and the substantive sentence of imprisonment alone imposed on the petitioners herein is suspended, subject to the following conditions:

i. The petitioners are directed to be enlarged on bail on executing a bond for Rs.10,000/- each (Rupees Ten thousand only) with two sureties, each for a like sum to the satisfaction of the learned 1st Additional District and Sessions Court, Thoothukudi District.

ii. 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 passbook to ensure their identity.



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iii. The petitioners shall appear and sign before the trial Court on the first working day of every English calender month at 10.30 a.m., till the disposal of the Criminal Appeal.

[G.K.I., J.] & [R.P., J.]
08.12.2025

NCC : Yes / No
Index : Yes / No
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Copy to

1.The 1st Additional District and Sessions Court,
Thoothukudi District.

2.The Inspector of Police
State of Tamil Nadu,
Kurumbur Police Station
Thoothukudi District.

3. The Additional Public Prosecutor
Madurai Bench of Madras High Court,
Madurai.



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