



Crl.M.P(MD)No.2535 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.M.P(MD)No.2535 of 2025
in Crl.A(MD)No.253 of 2025

Appa Dhurai @ Durai

... Petitioner/Appellant

Vs.

State represented by,
The Inspector of Police,
Ponnamaravathi Police Station,
Pudukkottai District.
(Crime No.292 of 2021)

... Respondent/Respondent

PRAYER: Petition filed under Section 430 of BNSS, under Section 389 of Cr.P.C. to suspend the sentence imposed in Spl.S.C.No.15 of 2022 Judgment dated 28.09.2022 on the file of the Mahila Court, Pudukkottai and enlarge the petitioner on bail, pending disposal of the above Criminal Appeal.



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For Petitioner : Mr.A.Arun Prasad
For Respondent : Mr.T.Senthil Kumar
Additional Public Prosecutor

ORDER

(Order of the Court was made by **G.K.ILANTHIRAIYAN, J.**)

Seeking suspension of the sentence imposed on the petitioner by the learned Mahila Court (Sessions Judge), Pudukkottai, *vide* Judgment dated 28.09.2022 in Spl.S.C.No.15 of 2022, he has filed this Criminal Miscellaneous Petition.

2. The petitioner stands convicted and sentenced as under:

Section of Law	Sentence of imprisonment	Fine amount
363 of IPC	To undergo Seven years Rigorous Imprisonment	Rs.50,000/- i/d to undergo one year Rigorous Imprisonment
9 of the Child Marriage Restraint Act, 2006	To undergo two years Rigorous Imprisonment	Rs.50,000/- i/d to undergo one year Rigorous Imprisonment



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5(l), 5(n) r/w 6(1) of POCSO Amendment Act, 2019	Life Imprisonment	Rs.1,50,000/- i/d to undergo one year Rigorous Imprisonment
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3. Heard the learned counsel on either side and perused the materials available on record.

4. Considering the period of incarceration undergone by the petitioner and that there are several arguable points and the fact that the appeal is of the year 2025 and the likelihood of the appeal being taken up for final hearing in the near future is also not possible, we are of the opinion that it is a fit case for grant of suspension of sentence to the petitioner.

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



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i. The petitioner is directed to be enlarged on bail on executing a bond for Rs.10,000/- (Rupees Ten thousand only) with two sureties, each for a like sum to the satisfaction of the learned Mahila Court (Sessions Judge), Pudukkottai.

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.

iii. The petitioner shall appear and sign before the trial Court once in a week ie., on every Monday at 10.30 a.m., till the disposal of the Criminal Appeal.

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

Index :Yes/No
Internet :Yes
ps



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To

1.The Mahila Court
(Sessions Judge),
Pudukkottai.

2.The Inspector of Police,
Ponnamaravathi Police Station,
Pudukkottai District.

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



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G.K.ILANTHIRAIYAN, J.
AND
R.POORNIMA, J.

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