



CRL MP(MD) NO. 6463 of 2025

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 14-05-2025

CORAM

THE HONOURABLE MR.JUSTICE K.RAJASEKAR

CRL MP(MD) NO. 6463 of 2025

in

CRL A(MD) NO. 571 of 2025

P.Jeyabalan, M/ A 74 Years,
S/o.Gurusamy,
No.4/52, Venkatachalapuram,
N.G.O.Colony,
Sattur,
Virudhunagar District.

Petitioner(s)

Vs

The State of Tamil Nadu,
Rep. by the Inspector of Police,
Vigilance and Anti-Corruption Detachment,
Virudhunagar District.
(Crime No.3 of 2008)

Respondent(s)

For Petitioner(s):

Mr.R.Anand

For Respondent(s):

Mr.E.Antony Sahaya Prabahar
Additional Public Prosecutor

ORDER

This Criminal Miscellaneous Petition has been filed to suspend the sentence



CRL MP(MD) NO. 6463 of 2025

imposed on the petitioner/A1 by the Special Court for Exclusive Trial of Prevention
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of Corruption Act Cases, Tirunelveli in Special Case No.4 of 2015 dated 29.04.2025
and enlarge the petitioner on bail.

2. The learned counsel for the petitioner/appellant submitted that the petitioner/appellant has been convicted by the learned Special Judge, the Special Court for Exclusive Trial of Prevention of Corruption Act Cases, Tirunelveli for the offences punishable Section 13(2) r/w 13(1)(e) of Prevention of Corruption Act, 1988 and sentenced him to undergo rigorous imprisonment for a period of four years and to pay a fine of Rs.50,000/- (Rupees Fifty Thousand) in default to undergo simple imprisonment for a further period of six months in Special Case No.4 of 2015 on the file of the Special Court for Exclusive Trial of Prevention of Corruption Act Cases, Tirunelveli.

3. Further, the learned counsel for the petitioner/appellant submitted that the petitioner/appellant is aged about 74 years. He further submitted that the evidence adduced on the defence side was not properly appreciated and the sanction was also not proper. There are several infirmities in the prosecution case and further there are contradictions in material particulars between the evidence of the prosecution



witnesses.

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CRL MP(MD) NO. 6463 of 2025

4. The learned Additional Public Prosecutor submitted that there are enough materials available on record against the petitioner/appellant as per the evidence adduced by the prosecution and there is no infirmity in the prosecution case and prays for dismissal of this petition.

5. This Court has carefully considered the contentions made and also perused the materials available on record.

6. The learned counsel for the petitioner/appellant pointed out that certain infirmities and inconsistencies in this case and also certain contradictions in material particulars. The petitioner is about 74 years old and was earlier granted bail throughout the trial before the Trial Court.

7. Considering the fact that there are arguable points involved in this criminal appeal and further the criminal appeal is not likely to be taken up for final hearing in the near further, this Court is of the considered view that the petitioner herein/appellant is entitled to the relief of grant of suspension of sentence.



CRL MP(MD) NO. 6463 of 2025

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8. Accordingly, this petition is allowed and the substantive sentence of imprisonment alone is suspended pending disposal of the appeal and the petitioner/appellant is directed to be enlarged on bail on condition that on petitioner/appellant executing a bond for a sum of Rs.25,000/- (Rupees Twenty Five Thousand only) with two sureties each for a like sum to the satisfaction of Special Court for Exclusive Trial of Prevention of Corruption Act Cases, Tirunelveli and on further condition that the petitioner shall appear before the Trial Court once in a month on the 1st working day of every English Calender month at 10.30 a.m., until further orders.

sd/-
14/05/2025

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/05/2025
Sub-Assistant Registrar (C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

MAC
TO

1.THE JUDGE
THE SPECIAL COURT FOR EXCLUSIVE TRIAL OF PREVENTION
OF CORRUPTION ACT CASES, TIRUNELVELI

2.THE SUPERINTENDENT,
CENTRAL PRISON, PALAYAMKOTTAI, TIRUNELVELI.



CRL MP(MD) NO. 6463 of 2025

3.THE INSPECTOR OF POLICE,
VIGILANCE AND ANTI-CORRUPTION DETACHMENT,
VIRUDHUNAGAR DISTRICT.

4.THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1 CC to M/s.R.ANAND, Advocate (SR-5557[I] dated 15/05/2025)

ORDER
IN
CRL MP(MD) No.6463 of 2025
IN
CRL A(MD) No.571 of 2025
Date :14/05/2025

HPS/15.05.2025 /5P/6C

Madurai Bench of Madras High Court is issuing certified copies in this format from 17/07/2023