



CrL.M.P.(MD) No.9630 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 10.12.2025

CORAM

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

**CRL.MP(MD) No.9630 of 2025
in
CrL.A(MD)No.553 of 2025**

M.Somasundaram : Petitioner/Appellant/A1

Vs.

**1.The State of Tamil Nadu
rep. through its Revenue Divisional Officer,
Thoothukudi, Thoothukudi District. : Respondent/Respondent**

Prayer: Petition filed under Section 430(1) of BNSS 2023 (U/s.389(1) of the Criminal Procedure Code) to suspend the sentence and conviction made in the judgment in SC No.223 of 2006 on the file of the I Additional District and Sessions Judge, Thoothukudi, dated 05/04/2025 pending disposal of the instant criminal appeal.

**For Petitioner : Mr.Ashok Kumar
Senior Counsel
for Mr.N.Ananda Kumar**

**For Respondent : Mr.R.M.Anbunithi
Additional Public Prosecutor
Assisted by
Mr.D.Srinivasaraghavan**



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ORDER

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

This criminal miscellaneous petition has been filed seeking to suspend the sentence imposed on the petitioner/A1 by the I Additional District and Sessions Judge, Thoothukudi, in S.C.No.223 of 2006, dated 05/04/2025 and to enlarge the petitioner on bail pending disposal of the criminal appeal.

2.The petitioner/A1 stands convicted and sentenced as under:-

Section of Law	Sentence of imprisonment	Fine amount
302 IPC	Life Imprisonment	Rs.10,000/-, in default to undergo 3 months SI

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

4.The petitioner has failed to make out a *prima facie* case for grant of suspension of sentence, hence we are of the opinion that it is not a fit case for grant of suspension of sentence to the petitioner.



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5. Accordingly this Criminal Miscellaneous Petition stands
dismissed.

[G.K.I., J.] & [R.P., J.]
10.12.2025

NCC : Yes / No
Index : Yes / No
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G.K.ILANTHIRAIYAN, J.
AND
R.POORNIMA, J.

er

To,

1. The I Additional District and Sessions Judge,
Thoothukudi.
2. The Revenue Divisional Officer,
Thoothukudi.
3. The Additional Public Prosecutor
Madurai Bench of Madras High Court,
Madurai.

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