



CrL.M.P.(MD) No. 7998 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 04.12.2025

CORAM

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

**CRL.MP(MD) No. 7998 of 2025
in
Crl.A(MD)No.626 of 2025**

Kalipandi @ Kali

..... Petitioner

Vs.

**State rep. by
The Inspector of Police
Kayathar Police Station,
Thoothukudi District
(Crime No.404 of 202)**

..... Respondent

Prayer : Petition filed under Section 473 of BNSS to suspend the execution of sentence by granting bail in S.C.No.86 of 2023 on the file of the learned II Additional District and Sessions Judge, Thoothukuti District vide judgment dated 16.04.2025 pending disposal of the above Criminal appeal.



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For Petitioner : Mr.K.Prabhu
For Respondent : Mr.R.Meenakshi Sundaram
Additional Public Prosecutor

ORDER

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

Seeking to suspend the sentence imposed on the petitioner by the learned II Additional District and Sessions Judge, Thoothukudi District *vide* Judgment dated 16.04.2025 in S.C.No.86 of 2023, he has filed this Criminal Miscellaneous Petition.

2. The petitioner stands convicted and sentenced as under:

Section of Law	Sentence of imprisonment	Fine amoun
302 of IPC	Life Imprisonment	Rs.5,000/- i/d to undergo six month simple 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 petitioner and that there are several arguable points and further the appeal is of year 2025 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 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:

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 Judicial Magistrate No.III, Tirunelveli

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

[G.K.I., J.] & [R.P., J.]
04.12.2025

NCC : Yes / No
Index : Yes / No
aav

Copy to

1. The II Additional District and Sessions Judge,
Thoothukudi District
2. The Judicial Magistrate No.III, Tirunelveli
3. The Superintendent
Central Prison, Palayamkottai
4. The Inspector of Police
Kayathar Police Station,
Thoothukudi District
5. The Additional Public Prosecutor
Madurai Bench of Madras High Court,
Madurai.



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AND
R.POORNIMA, J.

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