



Crl.M.P.(MD) No.12405 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 03.12.2025

CORAM

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

**CRL.MP(MD) No.12405 of 2024
in
Crl.A(MD)No.1005 of 2024**

K.Thoosimuthu @ Saravanan

..... Petitioner

Vs.

**The State of Tamil Nadu
Represented by its
The Inspector of Police
Thideer Nagar Police Station (L & O) Madurai,
(Crime No.1957 of 2010)
Avaniapuram Police Station (L & O) Madurai,
Crime No.2135 of 2010.**

..... Respondent

**Prayer : Petition filed under Section 430 of BNSS to suspend the sentence
in S.C.No.501 of 2019, dated 02.07.2024, on the file of the Principal
District and Sessions Judge, Madurai.**



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For Petitioner : Mr.E.Satish Rajkumar

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 Principal District and Sessions Judge, Madurai, *vide* Judgment dated 02.07.2024 in S.C.No.501 of 2019, he has filed this Criminal Miscellaneous Petition.

2. The petitioner stands convicted and sentenced as under:

Section of Law	Sentence of imprisonment	Fine amoun
120(b) r/w 302 IPC	Life Imprisonment	Rs.6,000/- i/d to undergo one year Simple imprisonment
364 IPC	Ten years Rigorous Imprisonment	Rs.6,000/- i/d to undergo 6 months Simple Imprisonment
302 IPC	Life Imprisonment	Rs.6,000/- i/d to undergo one year Simple Imprisonment
404 IPC	Three years Rigorous Imprisonment	Rs.6,000/- i/d to undergo 3 months simple 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 suffered by the petitioner 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 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 learned Principal District and Sessions Judge, Madurai.



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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 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.]
03.12.2025

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

- 1.The Principal District and Sessions Judge,
Madurai.
- 2.The Inspector of Police
Thideer Nagar Police Station (L & O) Madurai,
(Crime No.1957 of 2010)
Avaniapuram Police Station (L & O) Madurai,
Crime No.2135 of 2010.
- 3.The Inspector of Police
Rajapalayam South Police Station,
Virudhunagar District.
4. The Additional Public Prosecutor
Madurai Bench of Madras High Court,
Madurai.



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AND
R.POORNIMA, J.

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