



Crl.M.P.(MD) No.13555 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. 13555 of 2024
in
Crl.A(MD)No.1098 of 2024**

Mahendran

..... Petitioner

Vs.

**State rep. by
The Inspector of Police
All Women Police Station,
Nilakottai,
Dindigul District.
In Crime No.12 of 2022.**

..... Respondent

**Prayer : Petition filed under Section 430 of BNSS to suspend the sentence
in Spl.S.C.No.156 of 2023, 29.08.2024, on the file of the learned Special
Court (POCSO Act Cases), Dindigul pending disposal of the above
Criminal Appeal.**



CrI.M.P.(MD) No.13555 of 2024

For Petitioner : Mr.S.Muniyandi

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 Special Court (POCSO Act Cases), Dindigul, *vide* Judgment dated 29.08.2024 in Spl.S.C.No.156 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
6 of POCSO Act, 2012	Life Imprisonment	Rs.1,00,000/- i/d to undergo one year 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 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 Special Court (POCSO Act Cases), Dindigul.

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 on the first working day of every English calendar month at 10.30 a.m., till the disposal of the Criminal Appeal.

iv. The petitioner / accused and the victim girl are directed to appear before this Court on 15.12.2025.

[G.K.I., J.] & [R.P., J.]
03.12.2025

NCC : Yes / No
Index : Yes / No
am

Copy to

1.The Special Court (POCSO Act Cases),
Dindigul.

2.The Inspector of Police
All Women Police Station,
Nilakottai,
Dindigul District.

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



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AND
R.POORNIMA, J.

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