



CRL MP(MD). No.19097 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

Dated : 17/12/2025

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THE HONOURABLE MRS. JUSTICE N.MALA

CRL MP(MD). No.19097 of 2025

in

CRL A(MD)No.1308 of 2025

Josua Immanuel Raja

... Petitioner

Vs

State of Tamilnadu,
Rep by the Inspector of Police,
Thalaiyuthu Police Station,
Thalaiyuthu,
Tirunelveli District.
(Crime No.324/2016)

... Respondent

PRAYER:- To suspend the sentence of Imprisonment imposed in Spl.S.C.No.296 of 2017 on the file of the Learned Sessions Judge/3rd Additional Sessions Judge, Mahila Neethimandram, (Full in Charge) Tirunelveli dated 27.03.2025 and enlarge the petitioner/appellant on bail, pending disposal of the above said criminal appeal.

For Petitioner : M/s.Maharajan V

For Respondent : Mr.B.Nambi Selvan
Additional Public Prosecutor



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ORDER

This petition has been filed to suspend the sentence of imprisonment for seven years imposed in Spl.S.C.No.296 of 2017 on the file of the learned Sessions Judge/3rd Additional Sessions Judge, Mahila Court, Tirunelveli, dated 27.03.2025 and enlarge the petitioner on bail.

2.The petitioner was charged for the offences under Section 366, 406, 354(b), 376, 383 of IPC and Section 66(e) of Information Technology Act and sentenced as follows:

S.No.	Offence	Sentence	Fine	In default sentence
1.	Section 366 of IPC	7 years of rigorous imprisonment	Rs.1,000/-	One month simple imprisonment
2.	Section 406 of IPC	2 years of rigorous imprisonment	Rs.1,000/-	One month simple imprisonment
3	Section 354(b) of IPC	3 years of rigorous imprisonment	Rs.1,000/-	One month simple imprisonment
4	Section 376 of IPC	7 years of rigorous imprisonment	Rs.50,000/-	One month simple imprisonment
5	Section 383 of IPC	3 years of rigorous imprisonment	Rs.1,000/-	One month simple imprisonment



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6	Section 66(e) of Information Technology Act	2 years of rigorous imprisonment		
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3. The petitioner has filed the petition for suspension of sentence stating that he will produce substantial sureties and to abide by the terms and conditions imposed by this Court.

4. The respondents filed a counter affidavit stating that the petitioner is involved in the following criminal cases.

S.No.	Name of the Station	Cr.No.	Sec of law	Stage
1.	Melapalayam	335/2022	419, 420 IPC	PT
2.	Thalaiyuthu	328/2016	294(b), 341, 506(2) IPC & 4 f TNPHW Act	Disposed
3	Thalaiyuthu	322/2016	342, 354B, 406, 420 IPC & 66[E] IT Act @ 34, 342, 354B, 406, 420 IPC & 66[E] IT Act	PT
4	Manur	506/2017	294(b), 387, 506(2) IPC	Disposed

5. The respondents further stated that if the petitioner is released on bail, he may abscond and evade the due process of law.



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6.The Trial Court after examining the entire materials on record convicted the petitioner as aforesaid. This Court does not find any *prima facie* case for suspending the sentence. Therefore, this Court is not inclined to suspend the sentence. Hence, this petition stands dismissed.

17.12.2025

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TO

1.The learned Sessions Judge/3rd Additional Sessions Judge,
Mahila Court, Tirunelveli.

2.The Inspector of Police,
Thalaiyuthu Police Station,
Thalaiyuthu,
Tirunelveli District.



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N.MALA,J

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