



Crl.MP(MD)No.18930 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **01.12.2025**

CORAM

THE HONOURABLE **MR.JUSTICE MOHAMMED SHAFFIQ**

Crl.MP(MD)No.18930 of 2025

in

Crl.RC.(MD)No.1499 of 2025

Manikandan,
S/o.Jeyaraman,
Door No.2/245, Savvaspuram,
Aruppukottai Taluk,
Virudhunagar District.

... Petitioner

Vs.

The State of Tamil Nadu,
Represented by,
The Sub Inspector of Police,
Tiruchuli Police Station,
(Crime No.29 of 2015)

... Respondent

Prayer : This Criminal Miscellaneous Petition filed under Section 438(1) of B.N.S.S. praying to suspend the sentence imposed upon the Revision Petitioner by the judgment dated 13.10.2025 made in C.C.No.26 of 2021 on the file of the learned District Munsif Cum Judicial Magistrate Court, Thiruchuli pending disposal of the Criminal Revision Petition.



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For Petitioner : Mr.K.Sangili Murugan
For Respondent : Mr.A.Thiruvadikumar
Additional Public Prosecutor

ORDER

Heard Mr.K.Sangili Murugan, learned Counsel for petitioner and Mr.A.Thiruvadikumar, learned Additional Public Prosecutor, who accepts notice on behalf of Respondent.

2. Criminal Miscellaneous Petition has been filed, praying to suspend the sentence imposed on petitioner by District Munsif Cum Judicial Magistrate, Tiruchuli, in C.CNo.26 of 2021, dated 04.05.2022, which was confirmed by Additional District and Sessions Judge, Aruppukottai in Criminal Appeal No.14 of 2022, dated 13.10.2025.

3. Learned counsel for petitioner would submit that petitioner was convicted by District Munsif Cum Judicial Magistrate, Tiruchuli for



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offences punishable under Sections 279, 337 and 304(A) of IPC in C.C.No.26 of 2021, dated 04.05.2022 as follows: (i) to pay a fine of Rs.1000/- in default to undergo simple imprisonment for one week, for offence under Section 279 IPC, (ii) to undergo simple imprisonment for two months and to pay a fine of Rs.500/-, in default to undergo simple imprisonment for one week, for offence under Section 337 IPC, and (iii) to undergo simple imprisonment for one year and to pay a fine of Rs.2000/-, in default to undergo simple imprisonment for one month, for offence under Section 304(A) IPC. Aggrieved petitioner filed Criminal Appeal No.14 of 2022, before Additional District and Sessions Judge, Aruppukottai and the lower Appellate Court vide order dated 13.10.2025, dismissed the appeal confirming the judgment passed by Trial Court. Aggrieved petitioner filed present Criminal Revision Petition in Crl.RC(MD)No.1499 of 2025 before this Court along with instant miscellaneous petition seeking suspension of sentence and bail.



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4. Learned Counsel for petitioner would further submit that petitioner has raised substantial grounds in the above revision, which requires consideration; and that he also paid fine amount as per the order of the trial Court. Hence, he prayed for granting suspension of sentence and bail to petitioner.

5. Learned Additional Public Prosecutor appearing for respondent opposed the submissions of learned counsel for petitioner and submitted that judgments passed by Courts below are as per law after considering the entire evidence, thus the relief sought by petitioner at this stage be refused by this Court.

6. Considering the fact that there are arguable points raised in revision and taking into consideration, facts and circumstances of the case for that it is also likely to take a while before the revision is finally heard¹, this Court is inclined to grant suspension of sentence and bail, on the following conditions, till the disposal of above Criminal Revision:

¹ Atul Alias Ashutosh vs State of Madhya Pradesh, (2024) 3 SCC 663



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i) The petitioner is directed to be enlarged on bail on his executing a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two sureties each for a like sum to the satisfaction of the learned District Munsif Cum Judicial Magistrate, Tiruchuli;

ii) The petitioner and sureties shall affix their photographs and Left Thumb Impression in the bond and the above said Court may obtain a copy of their Aadhaar card or Bank pass Book to ensure their identity;

iii) The petitioner shall appear and sign before the learned District Munsif Cum Judicial Magistrate, Tiruchuli, on the first working day of every month at 10.30 a.m., until the disposal of revision;

iv) In case, if the petitioner is not able to appear before the trial Court on any day, he shall make arrangements to file an application under Section 317 Cr.P.C. (corresponding to 355 B.N.S.S) and shall appear before the trial Court on any other day in lieu of the date of his absence, as directed by the trial Court.



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7. Accordingly, this Criminal Miscellaneous Petition is **ordered**.

01.12.2025

Nsr

Issue Order Copy on 05.12.2025.

To:

1. The District Munsif Cum Judicial Magistrate, Tiruchuli.
2. The Additional District and Sessions Judge, Aruppukottai.
3. The The Sub Inspector of Police,
Tiruchuli Police Station,
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court.
Madurai.



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MOHAMMED SHAFFIQ, J.

Nsr

Order made in
Crl.MP(MD)No.18930 of 2025
in
Crl.RC.(MD)No.1499 of 2025

Dated: 01.12.2025