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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 11-12-2025

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THE HONOURABLE MR JUSTICE MOHAMMED SHAFFIQ

CRL MP(MD) NOs. 19743 and 19745 of 2025

IN

CRL RC(MD) NO. 1589 OF 2025

1. Mohan

2. Maheswari

3. Manoharan

Petitioner(s)
for both cases

Vs

1. The State of Tamilnadu
rep by The Sub Inspector of Police
Vengamedu Police Station
Karur.

Respondent(s)
for both cases

For Petitioner(s):

Mr.K.Suresh
for both cases

For Respondent(s):

Mr.Vaikkam Karunanithi
Government Advocate (Crl.Side)
for both cases



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Prayer for CRL MP(MD) NO. 19743 of 2025:

To suspend the operation of the sentence imposed upon us by the Principal Sessions Judge, Karur in Criminal Appeal No.102/2019 dated 18.08.2025 confirming the conviction and sentence imposed upon the revision petitioners by the Judicial Magistrate No.I, Karur in C.C.No. 120 of 2009 dated 11.10.2019, pending the disposal of the above mentioned criminal revision case.

Prayer for CRL MP(MD) NO. 19745 of 2025:

To Grant an order of exemption from surrendering before the Trial Court /Appellate Court for serving the sentence imposed upon us by the Principal Sessions Judge, Karur in Criminal Appeal No.102 of 2019 dated 18.08.2025 confirming the conviction and sentence imposed upon the revision petitioners by the Judicial Magistrate No.I, Karur in C.C.No. 120 of 2009 dated 11.10.2019, pending the disposal of the above mentioned criminal revision case.

COMMON ORDER

Heard Mr.K.Suresh, learned Counsel for the Petitioners and Mr.Vaikkam Karunanithi, learned Government Advocate (Crl.Side), who accepts notice on behalf of the Respondent.

2. Criminal Miscellaneous Petitions have been filed, praying to suspend the sentence imposed on petitioners by Judicial Magistrate No.I, Karur, in C.C.No.120 of 2009, dated 11.10.2019, which was confirmed



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by Principal Sessions Judge, Karur in Crl.A.No.102 of 2019, dated 18.08.2025 and to exempt the petitioners from surrendering before the Court below.

3. Learned counsel for petitioners would submit that petitioners were convicted by Judicial Magistrate No.I, Karur for offence under Sections 120(B), 468 r/w 471 and 420 IPC and sentenced them to undergo Simple Imprisonment for two years (each) and to pay a fine of Rs.1000/- each for offences under Sections 120(B), 468 r/w 471 and 420 in default of payment of fine, to undergo simple imprisonment for one month for each default payment of fine. Aggrieved, petitioners filed Crl.A.No.102 of 2019, before Principal Sessions Judge, Karur and lower Appellate Court vide order dated 18.08.2025, dismissed the appeal confirming the judgment passed by Trial Court. Aggrieved, petitioners filed present Criminal Revision Petition in Crl.RC(MD)No.1589 of 2025 before this Court along with instant miscellaneous petitions seeking suspension of sentence and bail and exemption from surrender.

4. Learned Counsel for petitioners would further submit that



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petitioners have raised substantial grounds in above revision, which requires consideration. Hence, he prayed for granting suspension of sentence and bail to petitioners and exemption from surrender.

5. Learned Government Advocate (Crl.Side) appearing for respondent opposed the submissions of learned counsel for petitioners and submitted that judgments passed by Courts below are as per law after considering the entire evidence, thus the relief sought by petitioners 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 and 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 exempt the petitioners from surrendering before the trial court, on the following conditions, till the disposal of above Criminal Revision:

i) Petitioners are directed to be enlarged on bail on their

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



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
Judicial Magistrate NO.I, Karur;

ii) Petitioners 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) Petitioners shall appear and sign before Judicial Magistrate
NO.I, Karur, on the first working day of every month at 10.30 a.m., until
the disposal of revision;

iv) In case, if petitioners are not able to appear before the trial
Court on any day, they 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 their
absence, as directed by the trial Court.



7. Accordingly, these Criminal Miscellaneous Petitions are

ordered.

11-12-2025

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Note: Issue order copy on .12.2025

To

1. The Judicial Magistrate NO.I, Karur.

2. The State of Tamilnadu
rep by The Sub Inspector of Police,
Vengamedu Police Station,
Karur.