



CrIMP(MD)No.20559 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 05.03.2026

CORAM:

THE HONOURABLE MR.JUSTICE **B.PUGALENDHI**

CrIMP(MD)No.20559 of 2025
in
CrIA(MD)No.1381 of 2025

1.S.Rahul
2.B.Chandru

...Petitioners

Vs

1.The Deputy Superintendent of Police,
Musiri Sub-Division,
Thathaiyangarpet Police Station,
Trichy District.
[Crime No.25 of 2024]

2.L.Manivel

... Respondents

PRAYER: Petition filed under Section 430 of Bharatiya Nagarik Suraksha Sanhita to suspend the sentence and conviction imposed by the I Additional District and Sessions Judge (PCR), Tiruchirappalli dated 21.11.2025 made in SplSC.No.27 of 2024.

For Petitioner : Mr.S.Ramsundarvijayraj

For Respondent : Mr.AS.Abul Kalaam Aazad,

No.1 Government Advocate

For Respondent : Mr.G.Ravishankar,

No.2 Legal Aid Counsel



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2.The learned counsel for the petitioner submits the trial court has not appreciated the evidence of the witnesses in a proper manner and there are several contradictory statements among the witnesses as against the petitioner. The trial court has passed the order of conviction only on presumption. The trial court has granted suspension of sentence and it has also been extended by this court periodically.

3.The learned Government Advocate and the learned Legal Aid counsel raised their objections to allow this petition.

4.This court considered the rival submissions made and perused the material placed on record.

5.The petitioners have raised certain arguable points in this petition, which can be considered only during the final hearing of the appeal. However the appeal could not be taken up for final hearing for want of time. Therefore this Court is inclined to allow this petition.



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6. Accordingly this petition is allowed and the substantive sentence of imprisonment imposed on the petitioners alone is suspended pending disposal of the criminal appeal on the following conditions:

(i) The petitioners are ordered to be enlarged on bail on executing a bond for Rs.25,000/- (Rupees Twenty Five Thousand) each with two sureties each for a like sum, to the satisfaction of the I Additional District and Sessions Judge (PCR Cases), Trichy.

(ii) The petitioners shall file an affidavit before the respondent police that they will not misuse this liberty and will not indulge in any further offence.

(iii) The petitioners shall report before the trial court on the first working day of every month.

(iv) If the petitioners violate any of the conditions, the respondent police shall move an



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application to cancel the order of suspension of
sentence of imprisonment.

05.03.2026

DSK

Note : Issue order copy on 06.03.2026

To

- 1.The Deputy Superintendent of Police,
Musiri Sub-Division,
Thathaiyangarpet Police Station,
Trichy District.
- 2.I Additional District and Sessions Judge (PCR),
Tiruchirappalli.

Copy to

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



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B.PUGALENDHI.J.,

DSK

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