



Crl.M.P.No.2272 of 2026
in Crl.A.No.157 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 18.02.2026

CORAM

THE HONOURABLE MR.JUSTICE SUNDER MOHAN

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in

Crl.A.No.157 of 2026

1. Chidambarathan @ Ramachandiran
S/o. Govindhasamy

2. Maharani
W/o. Ramachandiran

3. Radhika
W/o. Radhakrishnan
All are residing at Main Road,
Pothiramanagalam, Tittakudi Taluk,
Cuddalore (d.t.)

... Petitioners / Accused

Vs.

The State Represented by
The Sub- Inspector of Police,
Avinankudi Police Station,
Crime No.102/2019

... Respondent

PRAYER: Criminal Miscellaneous Petition has been filed under Section 430(1) of BNSS, 2023 praying to suspend the execution of the sentence passed in S.C.No.18 of 2023 on the file of the learned Principal District & Sessions



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Judge, Cuddalore and release the petitioners / appellants / accused on bail pending disposal of the Criminal Appeal.

For Petitioner : Mr.Ramprakash Rajagopal
For Respondent : Mr.S.Balaji,
Government Advocate (Crl.Side)

ORDER

This Criminal Miscellaneous Petition has been filed to suspend the sentence imposed on the petitioner by judgment dated 19.11.2025 passed in S.C.No.18/2023 by the learned Principal District and Sessions Judge (Trial Judge) at Cuddalore, pending disposal of the above criminal appeal and enlarge the petitioner on bail.

2. The petitioners in S.C.No.18/2023 were convicted by the Trial Court by the judgment dated 19.11.2025 as tabulated below:

Accused	Offences	Punishment
First accused	Section 341, 294(b), 352 and 506(i) IPC and Section 92(a) of the Rights of Persons with Disabilities Act, 2016	To undergo simple imprisonment for one month and fine of Rs.500, in default to pay fine to undergo simple imprisonment for a period of one week for offence under Section 341 IPC, to undergo simple imprisonment for three months and fine of Rs.500, in default to pay fine to undergo



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Second Section 352, 506(i) of IPC
accused

Third Section 294(b), 352, 355 and
accused
506(i) IPC

simple imprisonment for a period of one week for offence under Section 294(b) IPC, to undergo simple imprisonment for three months and fine of Rs.500, in default to pay fine to undergo simple imprisonment for a period of one week for offence under Section 352 IPC, to undergo simple imprisonment for two years and fine of Rs.1000, in default to undergo simple imprisonment for a period of one month for offence under Section 506(i) IPC, to undergo simple imprisonment for four years and fine of Rs.1000, in default to pay fine to undergo simple imprisonment for a period of one month for offence under Section 92(a) of the Rights of Persons with Disabilities Act, 2016.

To undergo simple imprisonment for three months and fine of Rs.500, in default to pay fine to undergo simple imprisonment for a period of one week for offence under Section 352 IPC and to undergo simple imprisonment for two years and fine of Rs.1000, in default to pay fine to undergo simple imprisonment for a period of one month for offence under Section 506(i) IPC.

To undergo simple imprisonment for three months and fine of Rs.500, in default to pay fine to undergo simple imprisonment for a period of one week for offence



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under Section 294(b) IPC, to undergo simple imprisonment for three months and fine of Rs.500, in default to pay fine to undergo simple imprisonment for a period of one week for offence under Section 352 IPC, to undergo simple imprisonment for two years and fine of Rs.1,000, in default to pay fine to undergo simple imprisonment for a period of one month for offence under Section 355 IPC and to undergo simple imprisonment for two years and fine of Rs.1,000, in default to pay fine to undergo simple imprisonment for a period of one month for offence under Section 506(i) IPC.

Aggrieved by the same, the petitioners have filed Crl.A.No.157 of 2026 before this Court along with the instant criminal miscellaneous petition seeking suspension of sentence and bail.

3. The case of the prosecution is that the first petitioner had wrongfully restrained the *de facto* complainant and demanded money for consuming alcohol; when the *de facto* complainant refused to part with any money, the first petitioner abused the *de facto* complainant in filthy language and humiliated him because of his disability and attacked him; that the second and



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third petitioner also attacked with hands and abused him in filthy language and thus committed the offence.

4. Mr.Ramprakash Rajagopal, the learned counsel for the petitioners, would submit that the allegations are false; that in any case the sentence imposed on the petitioner is excessive and that the petitioners have made out the substantial grounds in the above appeal which requires consideration.

5. Mr.S,Balaji, the learned Government Advocate (Crl.side), per contra, submitted that the second petitioner died on 14.02.2026.

6. It is seen that the sentence imposed on the third petitioner has been suspended by the trial Court as she was sentenced for two years imprisonment. The first petitioner is in custody from 19.11.2025. The petitioners have raised substantial grounds in the above appeal which requires consideration.

7. Considering the fixed sentence imposed on the petitioners and since the appeal is not likely to be taken up in the near future, this Court is inclined to suspend the sentence imposed on the petitioners 1 and 3.



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8. Accordingly, this criminal miscellaneous petition stands **allowed** and the sentence imposed on the petitioners 1 and 3 is suspended till the disposal of the above criminal appeal and the petitioners 1 and 3 are ordered to be released on bail on the following conditions:

- (i)The petitioners 1 and 3 shall execute 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 Principal District and Sessions Judge (Trial Judge) at Cuddalore;
- (ii)The petitioners 1 and 3 and 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 pass Book and mobile numbers to ensure their identity; and
- (iii)The petitioners 1 and 3 shall appear before the Trial Court on the first working day of every month at 10.30 a.m. until the disposal of the appeal and if they 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. 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.

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- To
1. Principal District and Sessions Judge (Trial Judge) at Cuddalore
 2. The Sub- Inspector of Police,
Avinankudi Police Station,
Crime No.102/2019
 3. The Superintendent,
Sub-Jail, Cuddalore.
 4. The Public Prosecutor,
High Court, Madras.



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SUNDER MOHAN, J.

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