



WEB COPY



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 05-03-2026

CORAM

THE HON'BLE MR.JUSTICE C.KUMARAPPAN

CRL MP No. 4127 & 4129 of 2026

IN

CRL RC NO. 544 OF 2026

N.M.Bhaskaran

..Petitioner in both
Crl.M.Ps

Vs

E.A.Liaquth Ali

..Respondent in both
Crl.M.Ps

CRL MP No. 4127 of 2026

PRAYER: Criminal Miscellaneous Petition filed under Section 438(1) of BNSS, to pass an order suspending the sentence passed in CC.No.1740 of 2015 dated 15.11.2024 on the file of the learned XIX Metropolitan Magistrate, Egmore at Allikulam, Chennai as confirmed in Crl.A.No.991/2024 dated 12.11.2025 on the file of the learned XVII Additional Judge, City Civil Court, Chennai and enlarge the petitioner on bail on such terms and conditions as may be deemed fit and necessary pending disposal of the above criminal revision petition.

CRL MP No. 4129 of 2026

PRAYER: Criminal Miscellaneous Petition filed under Section 528 of BNSS, to pass an order granting exemption for the petitioner from surrendering before the learned XIX Metropolitan Magistrate, Egmore at Allikulam, Chennai in CC.No.1740 of 2015 in terms of the sentence as confirmed in Crl.A.No.991/2024 dated 12.11.2025 on the file of the learned XVII Additional Judge, City Civil Court, Chennai pending disposal of the above criminal revision petition.



rebutted the statutory presumption; that the judgment of the Courts below are liable to be set aside and that, to show his bona fides, the petitioner is willing to deposit 40% of the cheque amount.

4. Heard the learned counsel for the petitioner and perused the materials available on record.

5. Having regard to the submission made by the learned counsel for the petitioner that there are substantial grounds raised in the above revision which require consideration, and the fact that the petitioner is willing to deposit 40% of the cheque amount, this Court is inclined to grant suspension of sentence and exempt the petitioner from surrendering before the Trial Court, subject to the following conditions:

(i) The petitioner is ordered to be enlarged on bail, on condition that the petitioner shall deposit 40% of the cheque amount to the credit of C.C.No.1740 of 2015 on the file of the learned XIX Metropolitan Magistrate, Egmore at Allikulam, Chennai, on or before 08.04.2026.

(ii) On such deposit being made, the Trial Court shall redeposit the said amount in a Fixed Deposit Account, in any one of the Nationalized Banks, renewable thereafter periodically. The disbursal of this amount shall be decided at the culmination of the Criminal Revision Case.



(iii) Thereafter, the sentence of imprisonment alone imposed on the petitioner/accused shall be suspended, on his executing a bond for a sum of Rs.10,000/- with two sureties each for a like sum to the satisfaction of the Trial Court.

(iv) The petitioner 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;

(v) The petitioner shall appear before the Trial Court on the first working day of a month at 10.30 a.m., until the disposal of the revision and if he is not able to appear before the Trial Court on that day, he 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 his absence as directed by the Trial Court.

(vi) On the failure of the petitioner/accused, depositing the above said amount, it is open to the Trial Court to commit the petitioner/accused into custody for undergoing the sentence.



6. Accordingly, these Criminal Miscellaneous Petitions are ordered. Call the matter on **09.04.2026**.

WEB COPY

05-03-2026

Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No

NSL

To

1. The XIX Metropolitan Magistrate, Egmore at Allikulam, Chennai
2. The XVII Additional Judge, City Civil Court, Chennai



WEB COPY

CRL MP No. 4127 & 4129 of 2



C.KUMARAPPAN, J.

NSL

**CRL MP No. 4127 & 4129 of 2026
IN
CRL RC NO. 544 OF 2026**

05-03-2026