



WEB COPY

CRL MP No. 6690 of 2
in Crl.A.No.447 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 11-06-2026

CORAM

THE HON'BLE MR JUSTICE C. SARAVANAN

CRL MP No. 6690 of 2026

IN

CRL.A.No.447 of 2026

M. Thilakavathi
W/o.Late. Murugan,
Gangen Street, Ayyapakkam,
Big Colony, Thirukalukundram Taluk,
Chengalpattu District.

..Petitioner / Appellant /
2nd Accused

Vs

The State Rep. by
The Inspector of Police
Sadras Police Station,
Thirukalukundram,
Chengalpattu District.
Crime No. 313/2012.

..Respondent/
Respondent/
Complainant

PRAYER: Criminal Miscellaneous Petition is filed under Section 430(1) of the Bharatiya Nagarik Suraksha Sanhita, 2023, praying to suspend the sentence passed judgment in S.C.No. 183 of 2014 dated 02.02.2026 on the file of the Hon'ble Court of the Principal District and Sessions Judge, Chengalpattu pending disposal of the above Criminal Appeal.

For Petitioner(s): P.Vimal Raj
S.Vinoth Kumar

For Respondent(s): Mr.M.Mohamed Riyaz,
Government Advocate (Criminal Side)



ORDER

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This Criminal Miscellaneous Petition has been filed seeking suspension of sentence, consequent to the conviction of the petitioner, along with another accused, for the offence under Section 304(ii) IPC read with Section 299 IPC.

2. The petitioner (A2), along with A1, was charged for the offences under Sections 120(B), 304 and 34 IPC. Upon perusal of the records, the documents marked as exhibits, and the depositions of witnesses during both Chief examination and Cross-examination, the Trial Court came to the conclusion that the offences under Section 302 read with Section 34 IPC and Section 120(B) IPC were not made out. However, the Trial Court held that the death of the deceased had occurred due to negligence, thereby attracting the offence under Section 304(ii) IPC.

3. *Prima facie* the Trial Court has arrived at its conclusion based on the materials available on record and the evidence adduced. This Court does not find that the petitioner has made out a fair or strong case for succeeding in the appeal.



4. Therefore, this Criminal Miscellaneous Petition seeking suspension of sentence is liable to be dismissed and, accordingly, stands dismissed.

11-06-2026

Index: Yes/No

Speaking/Non-speaking order

Neutral Citation: Yes/No

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To

1. The learned District Munsif cum Judicial Magistrate Court,
Thirukalukundram.
2. The Inspector of Police
Sadras Police Station,
Thirukalukundram,
Chengalpattu District.
3. The Public Prosecutor,
High Court of Madras.



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C.SARAVANAN, J.

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**11-06-2026
(1/2)**