



Crl.M.P.No.7401 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 24.04.2026

CORAM:

THE HON'BLE MR. JUSTICE A.D.JAGADISH CHANDIRA

Crl.M.P.No.7401 of 2026

in

Crl.A.No.525 of 2026

1. Ramani Rajan

2. Shanthi

...Petitioners

Vs.

State rep. by,
The Sub-Inspector of Police,
Vellankani Police Station,
Nagapattinam District.
(Crime No.896 of 2020)

...Respondent

Criminal Miscellaneous Petition filed under Section 430(1) of the Bharatiya Nagarik Suraksha Sanhita, seeking to suspend the sentence imposed by the learned District and Sessions Judge, Nagapattinam in S.T.C.No.1 of 2024 dated 06.04.2026 and enlarge the petitioners on bail pending disposal of the criminal appeal.

For Petitioners : Mr.R.Sathiamoorthy

For Respondent : Mr.S.Udayakumar, GA(Crl. Side)



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ORDER

This criminal miscellaneous petition has been filed seeking suspension of sentence of imprisonment, imposed by the learned District and Sessions Judge, Nagapattinam, in S.T.C.No.1 of 2024, vide judgment dated 06.04.2026.

2. The conviction and sentence imposed on each of the petitioners, vide impugned judgment are as follows:-

<i>Under Section</i>	<i>Sentence</i>
323 of IPC	Six months simple imprisonment and fine of Rs.1,000/-, in default, to undergo three months simple imprisonment.

3. The submissions of the learned counsel for the petitioners are as follows:-

3.1. The petitioners are innocent and they have been falsely implicated in this case and since it is a case of case and counter case, the trial was conducted by the learned District and Sessions Judge, Nagapattinam.



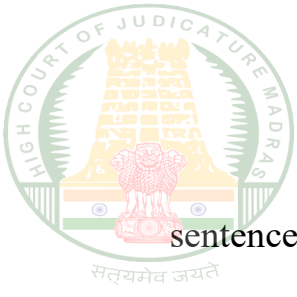
3.2. There are arguable points available in the Criminal Appeal, which is unlikely to be taken up for final hearing in the near future and the petitioners have a fair chance of succeeding in the appeal.

3.3. The fine amount ordered by the trial Court has been paid by the petitioners and that the trial Court, suspended the sentence imposed on the petitioners till 06.05.2026. Hence, the sentence imposed on the petitioners may be suspended.

4. Learned Government Advocate (Crl. Side) appearing for the respondent vehemently opposed for suspension of sentence imposed on the petitioners stating that the trial Court, after taking into consideration the oral and documentary evidence produced by the prosecution, rightly found the petitioners guilty and convicted and sentenced them, as stated above, which cannot be said to be erroneous.

5. Heard both sides and perused the materials on record.

6. Considering the facts and circumstances of the case and the submissions made by the learned counsel on either side and also considering the fact that the trial court had suspended the sentence imposed on the petitioners till 06.05.2026, this Court is inclined to suspend the



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sentence of imprisonment imposed on the petitioners. Accordingly, till the disposal of the appeal, the relief of suspension of sentence is granted to the petitioners, subject to the following conditions:-

“(i) The petitioners shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) each, with two sureties, each for a like sum to the satisfaction of the learned District and Sessions Judge, Nagapattinam;

(ii) The petitioners shall appear before the trial Court on the first working day of every English calendar month at 10.30 a.m., until further orders.

7. Accordingly, this criminal miscellaneous petition stands ordered.

24.04.2026
(2/2)

skt

To:

1. The District and Sessions Judge,
Nagapattinam.
2. The Sub-Inspector of Police,
Vellankani Police Station,
Nagapattinam District.
3. The Public Prosecutor,
High Court of Madras.

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A.D.JAGADISH CHANDIRA, J.

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