WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17-11-2026

CORAM

THE HON'BLE MR.JUSTICE SUNDER MOHAN

CRL MP No. 19629 of 2026
in
Crl.A.No.1279 of 2026

1. Gowtham
   S/o. Ravichandran,
   D.No.2/27K,
   Ammaniyammal Colony,
   Machampalayam,
   Sundharapuram,
   Coimbatore.

2. Kamalakannan
   S/o Subaramani,
   No.6-A, Nachapar veethi,
   Kurichi,
   Sundharapuram,
   Coimbatore.

...Petitioners/Appellants

Vs

The State Rep By,
The Inspector of Police,
Sundharapuram Police Station,
Coimbatore.
Crime No.05 of 2024

...Respondent/
Complainant

Prayer : The Criminal Miscellaneous Petition is filed under Section 430 of BNSS, to enlarge the petitioner on bail by suspending the sentence

https://www.mhc.tn.gov.in/judis

WEB COPY

imposed in SC.No.434 of 2024 dated 27.08.2026 on the file of in the Court of Sessions Judge, Sessions Court for Bomb Blast cases, Coimbatore.

For Petitioner(s): Mr.S.Snehan Kandasamy

For Respondent(s): Mr.R.Thirumoorthy
Additional Public Prosecutor

ORDER

The Criminal Appeal challenges the Judgment passed in S.C.No.34 of 2024 by the learned Sessions Judge, Sessions Court for Bomb Blast cases, Coimbatore, holding the petitioners guilty of the offences under Sections 452 and 392 r/w 397 of IPC and sentencing them as below;

Accused rank	Convicted under Section	Sentence imposed
A1	452 of IPC	To undergo 5 years rigorous imprisonment and to pay a fine of Rs.1000/-, (id) to undergo one year simple imprisonment.
	392 r/w 397 of IPC	To undergo 7 years rigorous imprisonment and to pay a fine of Rs.2000/-, (id) to undergo one year simple imprisonment.
A2	452 of IPC	To undergo 5 years rigorous imprisonment and to pay a fine of Rs.1000/-, (id) to undergo one year simple

https://www.mhc.tn.gov.in/judis

WEB COPY

		imprisonment.
	392 r/w 397 of IPC	To undergo 7 years rigorous imprisonment and to pay a fine of Rs.2000/-, (id) to undergo one year simple imprisonment.
The sentences were ordered to run concurrently.		

2. The case of the prosecution is that the petitioners/A1 and A2 had entered into the house of the victim and on the threat of causing injury, committed the robbery of mobile phones and laptop from the victim and thus, committed the aforesaid offences.

3. The Trial Court convicted and sentenced the petitioners as stated above.

4. The learned counsel for petitioners would submit that allegations are false; that the witnesses cannot be believed; that the petitioners have raised substantial grounds in the appeal which require consideration; that the petitioners have been in custody since 27.08.2026 and prayed that the sentence imposed on the petitioners may be suspended pending disposal of the appeal.

https://www.mhc.tn.gov.in/judis

WEB COPY

5. Heard the learned Additional Public Prosecutor and perused the counter-affidavit.

6. The petitioners have been in custody since 27.08.2026. Admittedly, the petitioners have no bad antecedents. The petitioners have raised substantial grounds in the above appeal which require consideration. The appeal is not likely to be taken up in the near future.

7. Considering all the above facts and since the trial court has imposed a fixed period of sentence on the petitioners, this Court is inclined to grant the relief of suspension of sentence to the petitioners.

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

(a).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

https://www.mhc.tn.gov.in/judis

WEB COPY

the learned Sessions Judge, Sessions Court for Bomb Blast cases, Coimbatore;

(b).The petitioners 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;

(c).The petitioners shall appear before the respondent police once in fifteen days and 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.

17-11-2026

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

Note: Issue order copy today.

dk

https://www.mhc.tn.gov.in/judis

WEB COPY

To

1. The Sessions Judge,

   Sessions Court for Bomb Blast Cases, Coimbatore

2. The Inspector of Police,
   Sundharapuram Police Station,
   Coimbatore.

3. The Superintendent of Prison,
   Central Prison, Coimbatore.

4. The Public Prosecutor,
   High Court of Madras.

https://www.mhc.tn.gov.in/judis

WEB COPY

SUNDER MOHAN, J.

dk

CRL MP No. 19629 of 2026
in
Crl.A.No.1279 of 2026

17-11-2026

https://www.mhc.tn.gov.in/judis