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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 20-11-2026

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THE HONOURABLE MR.JUSTICE V. LAKSHMINARAYANAN

CRL MP No. 22375 of 2026
in
CRL A No. 1445 of 2026

V.Chandrasekaran
S/o Veliappan, Formely Duffadar/Office Assistant, For the Honble Minister for Health Services and then Honble Minister for Agriculture Department, Secretariat, Chennai
Presently residing at, No.62, 12th Cross Street, Padamavathi Nagar Extension, Madambakkam, Chennai

Petitioner(s)

Vs

State Represented by
The Deputy Superintendent of Police,
Chennai City-III Detachment, Vigilance and Anti - Corruption, Alandur, Chennai – 600 016.
Crime No. 03/AC/2019/CC-III

Respondent(s)

PRAYER: To suspend the execution of the sentence imposed on the petitioner / appellant by the judgment dated 29.10.2026 in C.C.No.05 of 2022 passed by the learned Special Court in the Cadre of District Judge for trial of cases under the Prevention of Corruption Act, Chennai, and enlarged the petitioner / appellant on bail, on such terms and conditions as this Court may deem fit and proper, pending disposal of the above criminal appeal.

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For Petitioner(s): Mr.V.R.Appaswamee

For Respondent(s): Mr.Arun Anbumani
Additional Public Prosecutor

ORDER

Heard Mr.V.R.Appaswamee for the petitioner.

2.Mr.Arun Anbumani, Additional Public Prosecutor takes notice for the respondent.

3.The petitioner has been found guilty by the learned Special Court dealing with trial under the Prevention of Corruption cases, Chennai in C.C.No.5 of 2022. The learned Special Judge convicted the petitioner under Sections 7 and 13(2) read with Section 13(1)(d) of the Prevention of Corruption Act, 1988 and Section 420 of IPC. He had imposed sentence for a period of two years and to pay a fine of Rs.1,000/- for each offence.

4.The case of the prosecution is that the petitioner was working as a Duffadar in the office of the Minister for Agriculture Department. He is said to have represented to one Jayaprakash that he can secure an employment in TANGEDCO for one Senthilkumar, S/o.Gunasekaran on payment of Rs.13,00,000/-. This sum was demanded for paying bribe to the Personal Assistant to the Minister for Electricity.

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5.The prosecution further states that on several dates, amounts were deposited by PW3 and thereafter, PW2 withdrew the same and gave it to the petitioner in the presence of PW6. On a conjoint reading of the evidences of PW2, PW3 and PW6, the learned Trial Judge came to a conclusion that the charge that has been made against the petitioner has been made out and hence, convicted him by a judgment dated 29.10.2026.

6.Rejecting the findings, Mr.V.R.Appaswamee argues that an earlier complaint had been lodged under Ex.P2. PW13 had admitted that PW6 had been examined much later in the year 2019. He states that if the first complaint taken under Ex.P2 is concerned, it causes a huge doubt on the payment of Rs.10,00,000/-, as alleged by the prosecution. He states that the prosecution has not produced materials to substantiate that PW3, PW6 and the appellant were all in one location.

7.The learned Trial Judge has proceeded only on the basis of PW6, which he states is shaky. In addition, he submits that the petitioner is undergoing dialysis twice a week. In the event, he is confined to the prison, it will be deleterious to his health. He further states that the learned Trial Judge himself has granted suspension of sentence till 27.11.2026.

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8.Mr.Arun Anbumani argues that the appeal is absolutely worthless. He states that the learned Trial Judge has carefully analysed the evidence of PW2, PW3 and PW6 and concluded that there was not only a demand for bribe, but also a satisfaction of the same. He states that the cumulative deposits made by PW3 to the account from which the amounts were withdrawn by PW2 would match with the demand that was made by the petitioner. According to him, the petitioner, taking advantage of his closeness with the Minister for Health, had committed acts of job racketing by assuring employment in TANGEDCO. He states the appeal is worthless and deserves dismissal.

9.Heard Mr.V.R.Appaswamee for the petitioner and Mr.Arun Anbumani for the respondent.

10.As submitted by Mr.V.R.Appaswamee that Ex.P2 indicates that it has been filed in the year 2013. It does not contain the averments of a demand as set out in the present chargesheet. A long gap has existed between PW2 and examination of PW6. The learned Trial Judge, in fact relied upon the evidence of PW2 and PW6, in order to conclude on demand and acceptance.

11.At the stage of suspension of sentence, this Court must be *prima facie* satisfied that the possibility of appeal being allowed exists. If there is no

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demand or acceptance, then the charge under Section 7 and Section 13(2) read with Section 13(1)(d) of the Prevention of Corruption Act, 1988 would certainly fall. Furthermore, the possibility of taking the appeal for disposal in the near future is dim. Mr.V.R.Appaswamee states that the petitioner is suffering from serious health complications. As this is not disputed by the Additional Public Prosecutor, this Court is inclined to grant the suspension.

12.Accordingly, the sentence imposed on the petitioner by the Special Court in the Cadre of District Judge for trial of cases under the Prevention of Corruption Act, Chennai, in C.C.No.5 of 2022 by judgment dated 29.10.2026 is suspended on the following conditions:-

(i)The petitioner shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand) with two sureties, of whom, one should be a blood relative, each for a like sum to the satisfaction of the learned Special Court in the cadre of District Judge for trial of cases under the Prevention of Corruption Act, Chennai;

(ii)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 cards or

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Bank pass Books and mobile numbers to ensure their identities; and

(iii))The petitioner 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.

13.In the result, this criminal miscellaneous petition stands ordered.

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To

1.The Special Court in the Cadre of District Judge for trial of cases under the Prevention of Corruption Act, Chennai.

2.The Deputy Superintendent of Police,
Chennai City-III Detachment,
Vigilance and Anti - Corruption,
Alandur, Chennai – 600 016.

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V.LAKSHMINARAYANAN J.

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