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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23-11-2026

Case QR

CORAM

THE HON'BLE MR JUSTICE G.K. ILANTHIRAIYAN

CRL OP No. 34356 of 2026 and
Crl.M.P.No.22570 of 2026

CNR: {HCMA012710832026}

1. J.S. Central School
   Rep. by its Correspondent, M.Subramani,
   Trichy Chennai National Highways,
   Mettathur Village,
   Vijay Anbarasu Nagar,
   Ulunthurpettai, Vanavampattu.
2. M.Subramani
   S/o Mahalingam,
   Correspondent, J.S.Central School,
   Trichy Chennai National Highways,
   Mettathur Village,
   Vijay Anbarasu Nagar,
   Ulunthupettai, Vanavampattu.

..Petitioner(s)

Vs

S Govindaraj
Proprietor M/s.Pavis Book House,
Door No.9, 3rd Street,
Ponniamman Nagar, Chikkarayapuram,
Kovur, Chenani.

..Respondent(s)

Prayer: This petition is filed under section 528 of BNS to modify the order dt.06.02.2024 passed in Crl.MP.No.663 of 2024 in Ca.No.14 of 2024 on the file of the learned Principal District and Sessions Judge,Tiruvallur in so far as it directs the Petitioners to deposit 20 percent of the compensation amount of Rs.8,00,000/- by considering the payments already made by the Petitioners to the Respondent through online banking transactions and pass such further or other orders as this Honble Court.

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For Petitioner(s): Mr.R.Vinothkumar

ORDER

This petition has been filed challenging the order dated 06.02.2024 passed in Crl.MP.No.663 of 2024 in CA.No.14 of 2024 on the file of the learned Principal District and Sessions Judge,Tiruvallur.

2. The petitioner is an accused on the complaint lodged by the respondent for the offence punishable under section 138 of the Negotiable Instruments Act. After full fledged trial the Trial Court found the second petitioner guilty and convicted him to undergo 6 months simple imprisonment and directed to pay Rs.8,00,000/- as compensation within 30 days in default to undergo further three months simple imprisonment. Aggrieved by the same the petitioner filed an appeal in Crl.A.No. 14 of 2024 and seeking suspension of sentence in Crl.MP.No.663 of 2024 and the learned Appellate Court vide order dated 06.02.2024 directed the petitioner to deposit 20% of the compensation amount. Aggrieved over the same, the petitioner has filed the present petition.

3. The learned counsel for the petitioner submits that the petitioner has already paid a sum of Rs.6,52,000/- to the respondent and ready to pay the balance amount on or before 30.11.2026.. Hence, he prays to adjust the same against the compensation amount i.e Rs.8,00,000/-

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

6. In view of the above circumstances, the amount already paid by the petitioner i.e Rs.6,52,000/- is reduced from the compensation amount of Rs.8,00,000/- and the petitioner is directed to pay the balance amount of RS.1,48,000/- to the respondent on or before 03.12.2026.

7. Accordingly this petition is allowed and the order passed in Crl.MP.No.663 of 2024 in CA.No.14 of 2024 dated 06.02.2024 by the learned Principal District and Sessions Judge,Tiruvallur is hereby set aside. Consequently the connected miscellaneous petition is closed.

23-11-2026

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

SMN
Note: The Registry is directed to issue order copy on 26.11.2026

To.
The Principal District and Sessions Judge,Tiruvallur

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G.K.ILANTHIRAIYAN, J.

SMN

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