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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17-11-2026

CORAM

THE HON'BLE MR.JUSTICE SUNDER MOHAN

CRL MP No.22045 of 2026
in
CRL A No.1418 of 2026

Manikandan
S/o Krishnan
Serankulam,
Thalainayar,
Vedaranyam Taluk,
Nagapattinam District.

...Petitioner(s)

Vs

State by Inspector of Police
Thalainayar Police Station,
Thalainayar
Nagapattinam District.
Crime No. 159 of 2022

...Respondent(s)

Prayer: Criminal Miscellaneous Petition is filed under Section 430(1) of BNSS, to suspend the sentence awarded to the petitioner in judgment dated 30.10.2026 passed in Spl.S.C.No.47 of 2023 by the Learned Special Court under POCSO Act, Nagapattinam and enlarge the Petitioner on bail pending disposal of the appeal.

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For Petitioner : Mr.M.Navaneetha Krishnan
for Mr.C.Munusamy

For Respondent: Mr.R.Thirumoorthy
Additional Public Prosecutor

ORDER

The Criminal Appeal challenges the Judgment passed in Spl.S.C.No.47 of 2023 by the learned Sessions Judge, Special Court under POCSO Act, Nagapattinam, holding the petitioner guilty of the offences under 12 r/w 11(i) (6 Counts) of the POCSO Act, and sentencing him to three years simple imprisonment (each count) and to pay a fine of Rs.1,000/- and in default, to undergo six months simple imprisonment. The sentences were ordered to run concurrently.

2. The learned counsel for the petitioner would submit that a fixed sentence of imprisonment has been imposed on the petitioner; that the petitioner has raised substantial grounds in the appeal; and that the sentence imposed on the petitioner may be suspended pending disposal of the appeal.

3. Heard the learned Additional Public Prosecutor and perused the materials available on record.

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4. The sentence has been suspended by the trial Court till 16.11.2026. Considering the fact that the petitioner/appellant has raised substantial grounds in the appeal and the appeal is not likely to be taken up in the near future, this Court is inclined to grant the relief of suspension of sentence to the petitioner.

5. Accordingly, this criminal miscellaneous petition stands allowed, and the sentence imposed on the petitioner is suspended till the disposal of the above criminal appeal on the following conditions:

> (a).The petitioner shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only), with two sureties, each for a like sum to the satisfaction of the learned Sessions Judge, Special Court under POCSO Act, Nagapattinam;
>
> (b).The petitioner 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 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 and if he is not able to appear before the Trial Court on any day, he shall make arrangements to file an application under Section

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317 Cr.P.C. and shall appear before the Trial Court on any other day in lieu of the date of his 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 by 18.11.2026.

dk

Copy to:

1. The Sessions Judge,
   Special Court under POCSO Act,
   Nagapattinam.

2. The Inspector of Police,
   Thalainayar Police Station,
   Thalainayar
   Nagapattinam District.

3. The Public Prosecutor,
   High Court of Madras,
   Chennai – 600 104.

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SUNDER MOHAN, J.

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