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*Crl.M.P.No.1553 of 2026
in Crl.R.C.No.222 of 2026*

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04.02.2026

CORAM

THE HONOURABLE MR JUSTICE SUNDER MOHAN

**Crl.M.P.No.1553 of 2026
in
Crl.R.C.No.222 of 2026**

Shri Sainath Enterprises,
Rep., by its Proprietor,
D.Prabhavathy,
D/o.K.Bakthavachalam,
No.5/3, Ashok Nagar Main Road,
4th Avenue, Dr.Ambedkar Road,
Kodambakkam,
Chennai – 600 024

...Petitioner

-VS-

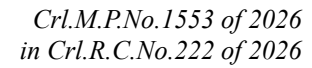
D.Prakash

...Respondent

PRAYER: Criminal Miscellaneous Petition filed under Section 430(3) of BNSS, to suspend the sentence of imprisonment passed in STC.No.2811 of 2022 dated 23.01.2024 on the file of the Metropolitan Magistrate, FTC-II Egmore at Allikkulam, Chennai-3, and the same was confirmed in CA.No.90 of 2024 dated 25.09.2025 on the file of the Vth Additional Sessions Judge at Madras pending disposal of the above Criminal Revision case.

For Petitioner : Mr.T.I.Ramanathan

ORDER



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

5. Having regard to the submission made by the learned counsel for the petitioner that there are substantial grounds raised in the above revision which require consideration, and the fact that the petitioner is willing to deposit 50% of the cheque amount, this Court is inclined to suspend the sentence imposed on the petitioner, subject to the following conditions:

(i) The petitioner/Accused shall deposit 50% of the cheque amount to the credit of S.T.C.No.2811 of 2022 on the file of learned Metropolitan Magistrate Court, Allikulam, Chennai within a period of four weeks from the date of receipt of a copy of this order;

(ii) On such deposit being made, the Trial Court shall redeposit the said amount in a Fixed Deposit Account, in any one of the Nationalized Banks, renewable thereafter periodically. The disbursal of this amount shall be decided at the culmination of the Criminal Revision Case;

(iii) Thereafter, the sentence of imprisonment alone



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imposed on the petitioner/Accused shall be suspended, on him executing a bond for a sum of Rs.10,000/- with two sureties each for a likesum to the satisfaction of the learned Metropolitan Magistrate Court, Allikulam, Chennai;

(iv) 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;

(v) 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 revision and if she is not able to appear before the Trial Court on any day, she 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 his absence, as directed by the Trial Court; and



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SUNDER MOHAN, J.

Mac

To

1. The Vth Additional Sessions Judge,

2. The Metropolitan Magistrate,

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**04.02.2026
(2/2)**