



CrL.M.P.(MD) No.1385 of 2026

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 20.02.2026

CORAM

**THE HONOURABLE MR.JUSTICE G.K.ILANTHIRAIYAN
AND
THE HONOURABLE MS.JUSTICE R. POORNIMA**

CRL.MP(MD) No. 1385 of 2026

in

CrL.A(MD)No.106 of 2026

Babu

..... Petitioner

Vs.

State rep. by
The Inspector of Police
Pangudy Police Station,
Tirunelveli District
(Crime No.358 of 2014)

..... Respondent

Prayer : Petition filed under Section 430(1) of BNSS to suspend the sentence imposed against the petitioner in S.C.No.675 of 2023 dated 21.11.2025 on the file of the I Additional District and Sessions Judge, Tirunelveli and enlarge the petitioner on bail pending the disposal of the appeal.

For Petitioner : Mr.R.Gandhi, Senior Counsel
for Mr.P.Muthusaravanan

For Respondent : Mr.R.M.Anbunithi
Additional Public Prosecutor



CrL.M.P.(MD) No.1385 of 2026

ORDER

WEB COPY

[Order of the Court was made by G.K.ILANTHIRAIYAN, J.]

Seeking to suspend the sentence imposed on the petitioner by the learned I Additional District and Sessions Judge, Tirunelveli, *vide* Judgment dated 21.11.2025 in S.C.No.675 of 2023 ,the present Criminal Miscellaneous Petition has been filed.

2. The petitioner stands convicted and sentenced as under:

Section of Law	Sentence of imprisonment	Fine amount
341 of IPC	One month imprisonment	Rs.500/- I/d to undergo one week simple imprisonment
294(b) of IPC	Three months imprisonment	Rs.500/- I/d to undergo one week simple imprisonment
506(ii) of IPC	Seven years imprisonment	Rs.1000/- I/d to undergo one month simple imprisonment
302 of IPC	Life Imprisonment	Rs.10,000/- i/d to undergo one year simple imprisonment

3. Heard the learned counsel on either side and perused the materials available on record.



CrL.M.P.(MD) No.1385 of 2026

WEB COPY

4. Considering the period of incarceration suffered by the petitioner and that there are several arguable points and further the appeal is of year 2026 and the likelihood of the appeal being taken up for final hearing in the near future is also not possible, we are of the opinion that it is a fit case for grant of suspension of sentence to the petitioner.

5.. Accordingly, the Criminal Miscellaneous Petition is allowed and the substantive sentence of imprisonment alone imposed on the petitioner herein is suspended, subject to the following conditions:

i. The petitioner is directed to be enlarged on bail on executing a bond for Rs.10,000/- (Rupees Ten thousand only) with two sureties, each for a like sum to the satisfaction of the learned I Additional District and Sessions Judge, Tirunelveli

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 card or Bank passbook to ensure their identity.



WEB COPY



CrL.M.P.(MD) No.1385 of 2026

iii. The petitioner shall appear and sign before the trial Court at 10.30 a.m., on the first working day of every English calender month, till the disposal of the Criminal Appeal.

[G.K.I., J.] & [R.P., J.]
20.02.2026

NCC : Yes / No
Index : Yes / No
aav

Copy to

1. The I Additional District and Sessions Judge, Tirunelveli
2. The Superintendent
Central Prison, Palayamkottai
3. The Inspector of Police
Pangudy Police Station,
Tirunelveli District
4. The Additional Public Prosecutor
Madurai Bench of Madras High Court,
Madurai.



WEB COPY



CrL.M.P.(MD) No.1385 of 2026

G.K.ILANTHIRAIYAN, J.
AND
R.POORNIMA, J.

aav

CRL.MP(MD) No. 1385 of 2026
in
CrL.A(MD)No.106 of 2026

20.02.2026