



CrL.M.P.(MD) No.2430 of 2026

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 04.02.2026

CORAM

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

**CRL.MP(MD) No. 2430 of 2026
in
CrI.A(MD)No.1311 of 2025**

1. Arunkumar
2. Soundarrajan
3. Suresh
4. Balaji

..... Petitioners

Vs.

State rep. by
The Inspector of Police
Kumbakonam Taluk Police Station
Kumbakonam
Thanjavur District
(Crime No.702 of 2020)

..... Respondent

Prayer : Petition filed under Section 430(1) of BNSS to enlarge the petitioners on bail by suspending the sentence imposed upon them in S.C.No.91 of 2020 on the file of the learned Additional District and Sessions Judge(FTC) Kumbakonam, Thanjavur District dated 08.09.2025



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For Petitioners : Mr.R.Ilayaraja

For Respondent : Mr.R.M.Anbunithi

Additional Public Prosecutor

ORDER

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

Seeking to suspend the sentence imposed on the petitioners by the learned Additional District and Sessions Judge(FTC) Kumbakonam, Thanjavur District, *vide* Judgment dated 08.09.2025 in S.C.No.91 of 2020 ,the present Criminal Miscellaneous Petition has been filed.

2. The petitioners stands convicted and sentenced as under:

Section of Law	Sentence of imprisonment	Fine amount
148 of IPC	Three years rigorous imprisonment	Rs.1000/- i/d to undergo six month simple imprisonment
294(b) of IPC	Rs.500/-	One month simple imprisonment
302 r/w 149 of IPC	Life Imprisonment	Rs.5,000/- i/d to undergo one year simple imprisonment
302r/w.109 of IPC	Life Imprisonment	Rs.5,000/- i/d to undergo one year simple imprisonment



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

4. It is seen that A1 and A2 has caused injuries on the vital parts of the deceased and caused his death. Considering the period of incarceration suffered by the petitioner and also the fact there is no specific allegation as against the third and fourth accused and that there are several arguable points and further the appeal is of year 2025 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 petitioners 3 and 4..

5. Accordingly, the Criminal Miscellaneous Petition is allowed and the substantive sentence of imprisonment alone imposed on the petitioners 3 and 4 alone herein is suspended, subject to the following conditions:

- i. The petitioners 3 and 4 are directed to be enlarged on bail on executing a bond for Rs.10,000/- (Rupees Ten thousand only) each with two sureties, each for a like sum to the satisfaction of the



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learned Additional District and Sessions Judge(FTC)
Kumbakonam, Thanjavur District

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.

iii. The petitioners 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.

6. As regards the first and second petitioner the petition stands dismissed .

[G.K.I., J.] & [R.P., J.]
21.01.2026

NCC : Yes / No
Index : Yes / No
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1. The Additional District and Sessions Judge(FTC)
Kumbakonam, Thanjavur District
2. The Superintendent
Central Prison, Trichy
3. The Inspector of Police
Kumbakonam Taluk Police Station,
Kumbakonam,
Thanjavur District
4. The Additional Public Prosecutor
Madurai Bench of Madras High Court,
Madurai.