



CrL.M.P.(MD) No.1799 of 2026

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 29.01.2026

CORAM

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

**CRL.MP(MD) No.1799 of 2026
in
CrL.A(MD)No.1080 of 2025**

Vijayakumar

.....

Petitioner

Vs.

State rep. by
The Inspector of Police
Watrap Police Station,
Virudhunagar District
Cr.No.37 of 2018

..... Respondent

Prayer : Petition filed under Section 430 of BNSS to suspend the sentence imposed in judgment dated 11.08.2025 made in S.C.No.143 of 2018 on the file of the Additional District and Sessions Court, Virudhunagar District at Srivilliputhur and enlarge the petitioner on bail.

For Petitioner : Mr.C.Mayilvahana Rajendran
For Respondent : Mr.R.M.Anbunithi
Additional Public Prosecutor



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ORDER

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

Seeking to suspend the sentence imposed on the petitioner by the Additional District and Sessions Court, Virudhunagar District at Srivilliputhur, *vide* Judgment dated 11.08.2025 in S.C.No.143 of 2018, the present Criminal Miscellaneous Petition has been filed

2. The petitioner stands convicted and sentenced as under:

Section of Law	Sentence of imprisonment	Fine amoun
120(b) of IPC	Life Imprisonment	Rs.10,000/- i/d to undergo one year rigorous Imprisonment
364 of IPC	Seven years rigorous imprisonment	Rs.8,000/- i/d to undergo one year rigorous 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.



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4. Considering the period of incarceration suffered by the petitioner 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, hence 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 Judicial Magistrate No.I, Srivilliputhur

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.



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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.]
29.01.2026

NCC : Yes / No

Index : Yes / No

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Copy to

1.The Inspector of Police
Watrap Police Station,
Virudhunagar District

2.The Additional District and Sessions Court,
Virudhunagar District at Srivilliputhur

3. The Additional Public Prosecutor
Madurai Bench of Madras High Court,
Madurai.



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