



CrL.M.P.(MD) No.9409 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 02.01.2026

CORAM

**THE HONOURABLE MR.JUSTICE G.K.ILANTHIRAIYAN
AND
THE HONOURABLE MR.JUSTICE KRISHNAN RAMASAMY**

**CRL.MP(MD) No.9409 of 2025
in
CrL.A(MD)No.495 of 2025**

Malaisamy : Petitioner/Appellant/A1

Vs.

**State of Tamil Nadu
rep. By The Inspector of Police,
Veerapandi Police Station,
Theni District.
(In Crime No.53/2021) : Respondent/Complainant**

Prayer : Petition filed under Section 389(1) Cr.P.C/under Section 430(1) of BNSS) to suspend the sentence imposed on the petitioner/A1, in S.C.No.123 of 2001, dated 27/02/2025, on the file of Principal Sessions Judge, Theni and enlarge the petitioner on bail, till the disposal of the above said Criminal Appeal.

For Petitioner : Mr.P.Aju Tagore

**For Respondent : Mr..R.Meenakshi Sundaram
Additional Public Prosecutor**



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ORDER

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

This criminal miscellaneous petition has been filed seeking to suspend the sentence imposed on the petitioner by the Principal Sessions Court, Theni, in S.C.No.123 of 2021, dated 27/02/2025 and to enlarge the petitioner on bail pending disposal of the criminal appeal.

2.The petitioner stands convicted and sentenced as under:-

Section of Law	Sentence of imprisonment	Fine amount
302 IPC	Life Imprisonment	Rs.10,000/-, in default to undergo 6 months RI

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

4.The petitioner has failed to make out a *prima facie* case for grant of suspension of sentence, hence we are of the opinion that it is not a fit case for grant of suspension of sentence to the petitioner.



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5. Accordingly this Criminal Miscellaneous Petition stands
dismissed.

[G.K.I., J.] & [K.R., J.]
02.01.2026

NCC : Yes / No
Index : Yes / No
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To,

1. The Principal Sessions Judge,
Theni.
2. The Inspector of Police,
Veerapandi Police Station,
Theni District.
3. The Additional Public Prosecutor
Madurai Bench of Madras High Court,
Madurai.



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