



Crl.M.P.(MD) No.10313 of 2025

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 05.01.2026

CORAM

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

**CRL.MP(MD) No.10313 of 2025
in
Crl.A(MD)No.833 of 2025**

Puvaneswaran

: Petitioner/Appellant

Vs.

State of Tamil Nadu,
through by its
The Inspector of Police,
Royappanpatti Police Station,
Theni District.
(Crime No.76 of 2023)

: Respondent/Complainant

Prayer: Petition filed under Section 389 of Cr.P.C (under Section 430 of BNSS, 2023), to suspend the sentence imposed on the petitioner, in S.C.No.122/2023, dated 28/04/2025, on the file of Additional District (Fast Track) Court, Theni, and enlarge the petitioner on bail, till the disposal of the above said Criminal Appeal.



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For Petitioner : Mr.M.Mohamed Rafi

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

ORDER

[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 Additional District (Fast Track) Court, Theni, in S.C.No.122 of 2023, dated 28/04/2025 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
364(A) r/w 120(B) IPC	Life Imprisonment	Rs.1,000/-, in default to undergo one week

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.] & [R.P., J.]
05.01.2026

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

1. The Principal Special Court for POCSO Act cases,
Theni.
2. The Inspector of Police,
All Women Police Station,
Theni.
3. The Additional Public Prosecutor
Madurai Bench of Madras High Court,
Madurai.



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