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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

**DATED: 04-11-2026**

CORAM

**THE HON'BLE MR.JUSTICE D.LINGESWARAN**

**Crl.M.P(MD) No.21287 of 2026**

CNR:{HCMD011359652026}

Case QR

**in Crl.A(MD) No.470 of 2025**

Vijay @ Kutti Vijay

..Petitioner

Vs

The State of Tamilnadu,
Represented by the Inspector of Police,
Pattukottai Town Police Station,
Thanjavur District.
Crime No.123 of 2020.

..Respondent

**PRAYER:** This Petition is filed under Section 430 of BNSS (under Section 389 of Cr.P.C.) to suspend the sentence of imprisonment imposed in Spl.S.C.No.16 of 2021 dated 29.08.2023 on the file of the Special Court for POCSO Act Cases, Thanjavur, pending disposal of the above said Criminal Appeal.

For Petitioner :Mr.M.Krishnaveni

For Respondent :Mr.G.Ganesh Kumar
Government Advocate (Crl.Side)

**ORDER**

This Criminal Miscellaneous Petition is filed seeking for suspension of sentence of imprisonment imposed on the petitioner by



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Special Court for POCSO Act Cases, Thanjavur, in Spl.S.C.No.16 of 2021 dated 29.08.2023, pending disposal of the Criminal Appeal.

2. This is the second bail petition filed seeking suspension of sentence. An earlier application filed by this petitioner was dismissed on the ground that there are 11 criminal cases pending against the petitioner and that the petitioner is a history-sheeted rowdy. The details of the cases against the petitioner are listed below:

| **S.No** | **Police Station** | **Crime No. and Section of Law** | **Stage** |
|---|---|---|---|
| 1 | Pattukkottai Town Police Station | Cr.No.307/2016, U/s.147, 148, 302 of IPC @ 147, 148, 341, 302, 120(B) of IPC | PT |
| 2 | Pattukkottai Town Police Station | Cr.No.65/2017, u/s.341, 324, 336, 392, 307 IPC r/w. 3(1) of PDL Act | NTF |
| 3 | Pattukkottai Town Police Station | Cr.No.242/17, u/s.147, 148, 323, 324, 307 IPC | PT |
| 4 | Pattukkottai Town Police Station | Cr.No.133/2018, u/s.147, 148, 294(b), 323, 324, 506(ii) of IPC | UI |
| 5 | Pattukkottai Town Police Station | Cr.No.141/2018, u/s.399 of IPC | UI |
| 6 | Pattukkottai Town Police Station | Cr.No.323/2018, u/s.294(b), 341, 323, 324, 506(i) and 307 of IPC | NTF |
| 7 | Pattukkottai Town Police Station | Cr.No.183/19, u/s.386, 506(ii) of IPC | NTF |



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| | | | |
|---|---|---|---|
| 8 | Pattukkottai Town Police Station | Cr.No.123/2020, U/s.Girl Missing @ 366(A) of IPC @ POCSO Act | **Conviction (Present case)** |
| 9 | Pattukkottai Town Police Station | Cr.No.2031/2020, u/s.147, 148, 324, 506(ii) IPC r/w. 25(1A) Arms Act | PT |
| 10 | Thiruvarur Dt., Edaiyur PS | Cr.No.21/2023, u/s.379 of IPC | NTF |
| 11 | Madurai District-Usilampatti Town PS | Cr.No.124/2023, u/s.20(b)(ii)(B), 25, 8(c) of NDPS Act -UI from 26.03.2023 | NTF |

3. The learned counsel for the petitioner submitted that the victim girl is a close relative of the petitioner and that they were in love and got married and lived together happily. Only when the victim child was pregnant for about six months, the Police rescued the victim girl pursuant to the complaint lodged by the parents of the victim girl. The learned counsel for the petitioner prayed this Court to consider that it was a case of a love affair and release the petitioner by suspending his sentence.

4. The very same argument was raised earlier also. This Court, considering the said argument and the antecedents of the petitioner, dismissed the earlier petition filed in Crl.M.P.(MD) No.5280 of 2025,



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dated 14.07.2026. All the cases are still pending, and there is no change in circumstances. Hence, this Criminal Miscellaneous Petition is dismissed.

**04-11-2026**

Indu

To

1. The Inspector of Police,
   Pattukottai Town Police Station
   Thanjavur District

2. The Additional Public Prosecutor
   Madurai Bench of Madras High Court
   Madurai



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**D.LINGESWARAN, J.**

Indu

**Crl.M.P(MD) No.21287 of 2026**
**in Crl.A(MD) No.470 of 2025**

**04-11-2026**



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