



CRL MP(MD) NO.995 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 20-01-2026

CORAM

THE HONOURABLE MR JUSTICE MOHAMMED SHAFFIQ

CRL MP(MD) NO.995 of 2026

in

CRL RC(MD) NO.77 of 2026

M.Manivel

Petitioner

Vs

C.Velusamy

Respondent

For Petitioner(s):

Mr.R.Gunasekaran

Prayer:

To suspend the sentence passed by the learned District and Sessions Court, Karur in CA.No.207 of 2024 dated 06.10.2025 by confirming the order of conviction and sentence passed by the learned Judicial Magistrate II, Karur in STC No.2663 of 2023 dated 28.11.2023, pending disposal of the main writ petition.

ORDER

Heard Mr.R.Gunasekaran, learned Counsel for petitioner.

2.Criminal Miscellaneous Petitions have been filed praying to suspend the sentence imposed upon petitioner by Judicial Magistrate II, Karur in STC No.2663 of



2023 dated 28.11.2023, which was confirmed by District and Sessions Court, Karur in C.A.No.207 of 2024 dated 06.10.2025.

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3.Learned counsel for petitioner would submit that petitioner was convicted by Judicial Magistrate II, Karur for offence under Section 138 of the Negotiable Instruments Act in STC No.2663 of 2023 dated 28.11.2023 and sentenced him to undergo six months simple imprisonment and to pay compensation of Rs.3,00,000/- to respondent within a period of one month. Aggrieved, petitioner filed criminal appeal in C.A.No.207 of 2024 before District and Sessions Court, Karur and the lower Appellate Court, by the judgment dated 06.10.2025, dismissed the appeal confirming the conviction and sentence passed by the trial Court. Aggrieved, petitioner filed Crl.R.C.(MD)No.77 of 2026, before this Court along with the instant miscellaneous petitions seeking suspension of sentence and bail.

4.Learned Counsel for petitioner would further submit that petitioner has raised substantial grounds in the above revision, which requires consideration; and that to show his bonafides, petitioner is willing to deposit 50% of the cheque amount, before the trial Court. Hence, he prayed for granting suspension of sentence and bail to the petitioner.



5. Considering the fact that there are arguable points raised in revision and taking into consideration, facts and circumstances of the case and that it is likely to take a while before the revision is finally heard¹, this Court is inclined to grant suspension of sentence and bail, on the following conditions, till the disposal of the above Criminal Revision:

i) Petitioner is directed to deposit 50% of cheque amount to the credit of STC No.2663 of 2023 dated 28.11.2023 on the file of Judicial Magistrate II, Karur, within a period of four weeks from the date of receipt of a copy of this order, failing which the sentence suspended shall stand automatically vacated and respondent is at liberty to execute the sentence imposed by the trial Court against the petitioner in the manner known to law;

(ii) Any amount already paid shall be deducted while reckoning 50% of cheque amount directed in clause (i);

(iii) On such deposit, petitioner is directed to be enlarged on bail on his executing a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two sureties each for a like sum to the satisfaction of Judicial Magistrate II, Karur;

iv) Petitioner and sureties shall affix their photographs and Left Thumb Impression in the bond and the above said Court may obtain a copy of their Aadhaar card or Bank pass Book to ensure their identity;

¹ Atul Alias Ashutosh vs State of Madhya Pradesh, (2024) 3 SCC 663



v) Petitioner shall appear and sign before Judicial Magistrate II, Karur, on the

first working day of every month at 10.30 a.m., until the disposal of the revision;

vi) In case, if petitioner is not able to appear before the trial Court on any day,

he shall make arrangements to file an application under Section 317 Cr.P.C.

(corresponding to 355 B.N.S.S) and shall appear before the trial Court on any other day

in lieu of the date of his absence, as directed by the trial Court.

6. Accordingly, this Criminal Miscellaneous Petition is **ordered**.

20-01-2026

rgm



To

1.The Judicial Magistrate II, Karur

2.The District and Sessions Court, Karur

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

