



CrL.M.P.(MD) No.162 of 2026

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 24.02.2026

CORAM

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

**CRL.MP(MD) No.162 of 2026
in
CrL.A(MD)No.15 of 2026**

Senthilkumar

..... Petitioner

Vs.

State rep. by
The Inspector of Police
Tiruchendur Police Station,
Thoothukudi District.
In Crime No.42 of 2016.

..... Respondent

Prayer : Petition filed under Section 430(2) of BNSS to suspend the sentence in S.C.No.289 of 2019, dated 11.11.2025, on the file of the II Additional District and Sessions Judge, Thoothukudi pending disposal of the above Criminal Appeal.



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For Petitioner : Mr.T.Leninkumar

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

ORDER

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

Seeking to suspend the sentence imposed on the petitioner by the II Additional District and Sessions Judge, Thoothukudi, *vide* Judgment dated 11.11.2025 in S.C.No.289 of 2019, he has filed this Criminal Miscellaneous Petition.

2. The petitioner stands convicted and sentenced as under:

Section of Law	Sentence of imprisonment	Fine amoun
302 of IPC	Life Imprisonment	Rs.5,000/- i/d to undergo six months simple imprisonment
120(B) of IPC	Two years Rigorous 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 2026 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, Tiruchendur.

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 on the first working day of every English calender month at 10.30 a.m., till the disposal of the Criminal Appeal.

[G.K.I., J.] & [R.P., J.]
24.02.2026

NCC : Yes / No
Index : Yes / No
am

Copy to

- 1.The II Additional District and Sessions Judge,
Thoothukudi
- 2.The Judicial Magistrate,
Tiruchendur.
- 3.The Inspector of Police
Tiruchendur Police Station,
Thoothukudi District.
4. The Additional Public Prosecutor
Madurai Bench of Madras High Court,
Madurai.



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G.K.ILANTHIRAIYAN, J.
AND
R.POORNIMA, J.

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