

**IN THE COURT OF ADDITIONAL DISTRICT & SESSIONS JUDGE
CHENGALPATTU**

**Present: Thiru.P.Ramachandran, B.Sc.,B.L.,
Additional District & Sessions Judge
Chengalpattu.**

**Tuesday, the 23rd day of June 2026
CrI.M.P.No.1759/2026**

in

C.A.No.105/2026

CNR No: TNCG01-003651-2026

S.Daniel,

Proprietor of Raja Oil Store,

S/o.J.Selvaraj,

No.9, Anna Salai,

Pammal,

Chennai 600 044.

...Petitioner /Appellant/Accused

- Versus -

M/s.Sakthivel Traders,

Represented by its Manager,

S.Soorasamgaram, aged 37 years,

S/o.M.Sundara Ananda Boopathy,

Office at No.265/4

Muthail Reddy Nagar Road,

Adambakkam, Chennai – 600 088

...Respondent/Respondent/Complainant

This petition has been filed by the Petitioner/Appellant/Accused Under section 430 (1) of B.N.S.S.Act 2023 praying to suspend the execution of sentence and to suspend the payment of compensation imposed on the petitioner in C.C.No.123 of 2022 on 17.04.2026 by the Judicial Magistrate, Fast Track Court (at Magistrate Level), Alandur.

This Petition coming on this day for final hearing before this court in the presence of M/s.V.Benedict Vincent, S.Deenadayalan, D.Nidhya, R.Kavitha and SV.Sowmiyaa, counsel for the Petitioner/Appellant/Accused and hearing the petitioner's side arguments and upon perusal of available records, this Court made the following:-

ORDER

This petition has been filed by the Petitioner/Appellant/Accused seeking to suspend the execution of sentence and to suspend the payment of compensation imposed on the petitioner in C.C.No.123 of 2022 on 17.04.2026 by the Judicial Magistrate, Fast Track Court (at Magistrate Level), Alandur pending disposal of appeal.

The trial court passed judgment convicting the accused u/s 138 of NI Act and the accused has been convicted and sentenced to undergo six months simple imprisonment and directed to pay a fine amount of Rs.1,80,000/- and the accused is further directed to pay fine amount as compensation to the complainant under section 357(3) Cr.P.C within one month and in default of payment of compensation within one month, the accused has to undergo a further simple imprisonment of two months for the offence under section 138 of NI Act.

Therefore, considering the facts and circumstances of the case, and considering the submissions of the learned counsel for the petitioner/appellant/accused, this court is inclined to suspend the sentence of

Imprisonment alone till the disposal of appeal on condition.

In the result, this petition is allowed subject to the following conditions:

1.The execution of sentence of imprisonment alone in respect of the petitioner is suspended till the disposal of appeal on deposit of 20% of the compensation amount i.e. Rs.36,000/- (Rupees Thirty Six Thousand only) by the petitioner/appellant/accused before the trial court within a period of 30 days from today.

2. On such deposit the petitioner/appellant/accused is directed to execute a bond for Rs.10,000/- with two sureties each for a like sum to the satisfaction of the Judicial Magistrate, Fast Track Court (at Magistrate Level), Alandur.

3. Further, the petitioner/accused is directed to appear before this court on 23.07.2026 and to produce the receipt for said deposit of Rs.36,000/- and also directed to appear on all the subsequent hearing dates.

4.Call this petition on 23.07.2026.

Pronounced by me in open court this the 23rd day of June 2026.

sd/-P.Ramachandran
Additional District & Sessions Judge
Chengalpattu.

To
Judicial Magistrate, Fast Track Court (at Magistrate Level), Alandur.
D.No. /2026 Dt.23.06.2026.

ORDER
Crl.M.P.No.1759/2026
in
C.A.No.105/2026
Dated:23.06.2026
ADJ/CPT
