

IN THE COURT OF PRINCIPAL SESSIONS JUDGE , DINDIGUL.

**PRESENT: Thiru.P.GANESAN, B.A., B.L., L.L.M.,
Principal Sessions Judge (FAC), Dindigul.Dindigul.**

Thursday the 04th day of June 2026.

**Crl.M.P. No.1121/2026
CNR No.TNDG01-002744-2026**

P.G.Sekar, 52/2026
S/o.Ganapathi

: Appellant/Accused

/vs/

Nanthakumar, 39/2026
S/o.Varatharaj

.. Respondents/Complainant

This petition came before this Court for final hearing today in the presence of Thiru.I.Edward Joseph Hiller, the learned Counsel for the petitioner and of Thiru.R.Udhayanithi, In-Charge for the learned Public Prosecutor for the respondent and heard either side and on perusing all the records, this Court delivered the following.....

ORDER

1. The petition is filed U/S.430(1) of BNSS 2023 seeking suspension of sentence and release on bail.

2. Nitty-Gritty of the petition is as follows :-

The petitioner was tried for a charge u/s 138 of N.I. Act. After trial, the trial court found the petitioner guilty u/s 138 of N.I.Act. So the petitioner was convicted and sentenced to undergo 6 months simple imprisonment and to pay fine of Rs.5,00,000/- as compensation U/s 357 of Cr.P.C. payable within 30 days in default he shall undergo 2 months simple imprisonment as per the Judgment passed by learned Judicial Magistrate, No.I, Dindigul in S.T.C.No.1131 of 2025 dt.01.04.2026. Aggrieved over the same, the petitioner preferred the criminal appeal before this Court.

3. Heard both sides and records perused.

4. The point for determination is whether the sentence imposed on the petitioner can be suspended and be released on bail?

5. Answer :-

In S.T.C.No.1131 of 2025 the trial court convicted the petitioner U/s 138 of N.I. Act and sentenced him to undergo six months simple imprisonment and to pay fine of Rs.5,00,000/- as compensation within 30 days in default to undergo 2 months simple imprisonment. The said Order and Judgment was passed by the trial court on 01.04.2026. It is seen from the records that the petitioner was on bail throughout trial before the trial court. Further there are arguable points in the appeal. Having considered the above grounds, I inclined to suspend the sentence having been passed upon the petitioner and to release him on bail. Accordingly the point is answered.

In fine, the sentence of six months simple imprisonment passed against the petitioner for offence U/s 138 of N.I.Act is suspended till disposal of criminal appeal. It is further ordered that the petitioner shall surrender before the learned Judicial Magistrate, No.I, Dindigul within 15 days from the date of order. On being surrendered by the petitioner, the petitioner shall be released on bail on his executing a bond for a sum of Rs.15,000/- with two sureties each for like sum to the satisfaction of learned Judicial Magistrate, No.I, Dindigul. The petitioner is directed to deposit 10% of the cheque amount before the Judicial Magistrate, No.I, Dindigul on or before 11.06.2026.

Pronounced by me in open Court this the 04th day of June 2026.

**Principal Sessions Judge (FAC),
Dindigul.**

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Copy to

The Judicial Magistrate No.I, Dindigul.

The Public Prosecutor, Dindigul.

Thiru.I.Edward Joseph Hiller, Counsel for the petitioner.

} They are requested to download this order from the above said official web site link.