

IN THE COURT OF I ADDITIONAL DISTRICT AND SESSIONS JUDGE OF SALEM.

Present: Thiru.R.Velaras, B.Sc., B.L., L.L.M.,
I Additional District and Sessions Judge, Salem
Thursday, the 12th day of March, 2026

CMP.No.636/2026 in CrI.A.No.34/2026 in STC.No.3629/2019
(CNR No.TNSA01-001373-2026)

Sumathi (35),
W/o.Ayyanar,
D.No.5/129, A.Krishnapuram,
Athikarapatti, Madurai 625 527

..... Petitioner/Appellant/Accused

/Vs/

Poongodi,
W/o.Hari Sankar,
165/4, Krishnan Pudur,
Sathiya Nagar, Salem Taluk,
Salem – 636 003

..... Respondent/Complainant

Petition dated 12.03.2026 U/Sec.430 (3) of BNSS, 2023 to suspend the sentence of imprisonment imposed on the petitioner till the disposal of the appeal.

This petition coming on this day for hearing before me in the presence of Thiru.S.Muthukumar, Advocate for the Petitioner/Appellant/Accused and upon perusing the petition and affidavit and heard the petitioner's side, this Court passed the following:

ORDER

The trial Court has convicted the Petitioner/Appellant/Accused and sentenced to undergo One year Simple Imprisonment and also directed to pay the sum of Rs.3,70,000/- the amount due upon the cheque to the complainant u/s.357 (3) of Cr.P.C within a period of 3 months from the date of judgment, in default of payment of compensation, the accused is sentenced to undergo 1 month Simple Imprisonment for the offence u/s.138 of N.I.Act in STC.No.3629/2019 dated. 07.01.2026. Now, the petitioner has come forward with this petition seeking suspension of the sentence till the disposal of the appeal.

2. The learned counsel for the petitioner submitted that this is the first appeal and she has a fair chance of success in the appeal.

3 Considering the facts and circumstances of the case, considering the offence and the sentence imposed on the Petitioner, the undertaking given by the Petitioner/Appellant/Accused and there is sufficient reasons to suspend the sentence, this Court is inclined to suspend the sentence till the disposal of the appeal and the Petitioner/Accused is ordered to be released on bail on terms and conditions imposed as follows:

4. The Petitioner/Appellant /Accused be enlarged on bail on his executing a bond for Rs.10,000/- (Rupees Ten thousand only) together with two sureties each for a like sum to the satisfaction of the Learned Judicial Magistrate No.I, Salem and the Petitioner/Appellant/Accused shall also deposit 20% of Compensation amount of Rs.3,70,000/- before the trial Court and the same has to be kept in CrI.C.D.account in the said Case Number, failing which the petition shall stand dismissed automatically.

Pronounced by me in open court, this the 12th day of March, 2026.

I Additional District and Sessions Judge,
Salem.

Copy to:
The Judicial Magistrate No.I,
Salem.