



scan the code using 'e Courts Services'
mobile application download from Play Store

1

*M.P.No.01/2026 in
C.A.No.114/2025
Cr.No.79/2018*

IN THE COURT OF THE PRINCIPAL SESSIONS JUDGE, THENI.

Present : Thiru. Swarnam J. Natarajan, M.L.,

Principal Sessions Judge, Theni.

Wednesday, this the 04th day of February - 2026

M.P.No.01/2026 - In -

C.A.No.114/2025

CNR.No.TNTH01-002776-2025

1. Koothaperumal

S/o. Rasu

2. Selvam

S/o. Rasu

... Petitioners/Appellants/Accused

-Vs -

State Rep. by

The Inspector of Police,

Thevaram Police Station,

(Cr.No.79/2018)

... Respondent /Complainant

This petition coming on this day for final hearing before me in the presence of Thiru. P. Jeyaraj, Advocate for the petitioners and Thiru. P. Baskaran, Public Prosecutor for the State, after hearing both sides and perusing the records, this Court delivers the following :

ORDER

1. This petition has been filed u/s.430(1) B.N.S.S., for suspension of sentence imposed on the petitioner by the trial Court.

04.02.2026

Principal Sessions Judge, Theni.



scan the code using 'e Courts Services'
mobile application download from Play Store

2

*M.P.No.01/2026 in
C.A.No.114/2025
Cr.No.79/2018*

2. It has been stated in the petition that the petitioners have been convicted by the **Judicial Magistrate, Bodinayakanur** for the offences u/s.294(b), 324 and 326 IPC and the 1st petitioner has been convicted and sentenced to undergo two years simple imprisonment and imposed fine of Rs.5,000/- and in default of payment of the fine amount, to further undergo six months simple imprisonment for the offence u/s.326 IPC and imposed fine of Rs.500/- and in default of payment of the fine amount, to further undergo one week simple imprisonment for the offence u/s.294(b) IPC and the 2nd petitioner has been convicted and sentenced to undergo one year simple imprisonment and imposed fine of Rs.2,000/- and in default of payment of the fine amount, to further undergo six months simple imprisonment for the offence u/s.324 IPC and imposed fine of Rs.500/- and in default of payment of the fine amount, to further undergo one week simple imprisonment for the offence u/s.294(b) IPC. Fine amount paid. The petitioners are having valid chance of success in the appeal. In the said circumstances, unless the sentence and conviction passed by the trial Court in **C.C.No.577/2018 dated 02.07.2025** is suspended, the petitioners will be put into great loss and hardship and hence pray for suspension of sentence till the disposal of the appeal.

04.02.2026

Principal Sessions Judge, Theni.



scan the code using 'e Courts Services'
mobile application download from Play Store

3

*M.P.No.01/2026 in
C.A.No.114/2025
Cr.No.79/2018*

3. During trial the petitioners were on bail throughout the proceedings. The trial Court has suspended the sentence of the accused by invoking powers. Considering the reasons stated in the grounds of appeal, this Court is inclined to suspend the sentence imposed by the trial Court, on the following condition.

In the result, this petition is allowed and the sentence imposed on the petitioners are suspended till the disposal of the appeal on condition that the petitioners shall execute a bond for Rs.10,000/- each with two sureties each for the like sum to the satisfaction of the **Judicial Magistrate, Bodinayakanur**. The Appellants should appear on all hearing dates before the appellate Court and on their failure to appear, they will be secured on NBW. They shall appear on all hearing dates and shall co-operate for the early disposal of the appeal.

Given by me, this the 04th day of February - 2026.

**Principal Sessions Judge,
Theni.**

Copy to :-

1. The Judicial Magistrate, Bodinayakanur.
2. The Public Prosecutor, Theni.
3. The Inspector of Police, Thevaram Police Station.
4. Counsel for the accused.

04.02.2026

Principal Sessions Judge, Theni.