

IN THE COURT OF PRINCIPAL DISTRICT AND SESSIONS JUDGE,
TIRUVANNAMALAI

PRESENT: Thiru.P.Mathusuthanan, B.A.B.L.,
Principal Sessions Judge,
Tiruvannamalai.

Tuesday, the 18th day of March- 2025

Miscellaneous Petition No.3/2025 in CA.No.21/2025
CNR.No.TNTM01-001240-2025

Anandraj @ Peter S/o.Rajaram

... Petitioner/Appellant/Accused

/Vs/

Ramachandran S/o. Samikannu

... Respondent/Complainant

This petition is coming before me on this day for hearing in the presence of Thiru.A.Parthiban, learned Advocate for the petitioner, and Thiru. J. Balraj learned Advocate for the Respondent, and after hearing both sides and on perusal of available records, this court passed the following....

ORDER

This Criminal Miscellaneous Petition has been filed by the petitioner u/s 430(1) of BNSS, praying to enlarge him on bail and also suspend the sentence imposed on him by the Judicial Magistrate, Fast Track(ML) Tiruvannamalai in C.C.No.36/2020 dated 28.03.2022.

Heard both sides. Perused the records. The daughters of the petitioner present.

The learned Counsel appearing for the petitioner in MP No.2/2025 filed a petition to advance the hearing in which the counsel appearing for the respondent that made an endorsement that no objection to allow this application. Hence the main petition M.P.1/2025 filed by the petitioner under Section 5 of the Limitation Act taken up today.

The learned Counsel appearing for the petitioner informed to the court that the petitioner herein was secured by the police in pursuance of the impugned judgment of the trial court on 6.03.2022 and now he is in judicial custody. He would further submit that since the petitioner has heart ailment and his health condition is required to immediate heart surgery. The petitioner requesting the court to grant an interim bail on any condition.

Per Contra, though the learned counsel appearing for the respondent initially objected to grant bail by stating the petitioner herein for over 2.1/2 years was absconding without defeat the impugned judgment of the trial court, on the consent of the petitioner to pay a sum of Rs.1,00,000/- (out of 3,00,000-) of the Compensation amount imposed by the learned trial court he consented for grant an interim bail.

On perusal of the judgment of the trial court, the petitioner was convicted and sentenced to undergo as follows:

Petitioner / Appellant /accused			
under section	Sentence	Compensation / Fine	I/d
138 N.I. Act	One year Simple Imprisonment	3,00,000/-	S.I. for Two Months

Hence considering the submission of the counsels appearing on both sides, and facts and circumstances of this case, and also petitioner herein is working as a Commercial Manager, of TNEB as well as the health condition of the petitioner who is undergoing treatment for his heart ailment at hospital and also considering the **E mail** send by the Jail Authority herein, this court is inclined to grant an Interim suspension by allowing the Section 5 Petition **till 21.04.2025 to the petitioner with the following condition.**

- 1) **The petitioner is directed to deposit a sum of Rs.1,00,000/- before the trial court to the credit of the case in CC.36/2020.**
- 2) The petitioner is ordered to be released on **interim bail till 21.4.2025** during the pendency of appeal on his executing a personal bond for Rs.10,000/- to the satisfaction of the Superintendent of Jail concerned and on compliance of the said condition, the concerned Jail Authority is directed to release the petitioner forthwith.
- 3) The petitioner should appear before this court at 10.30 A.M. on **21.04.2025 in the main appeal.**
- 4) The petitioner shall **again surrender before the said prison on 22.04.2025 at 10 AM without fail.**
- 5) This petition is posted to 21.04.2025 for enquiry before this Court with regard to extension of interim suspension bail.

Pronounced by me in open Court, on this the 18th day of March- 2025

**Principal Sessions Judge,
Tiruvannamalai.**

Copy to
The Superintendent, Central Prison, Vellore.
The learned Judicial Magistrate, Fast Track (ML) Tiruvannamalai.
The Counsel for the petitioner.