

**In the Court of the Principal Sessions Judge, Tiruvarur.**

**Present: Tmt. P. Selva Muthu Kumari, M.L.,  
Principal Sessions Judge, Thiruvarur.**

**Thursday, this the 12<sup>th</sup> day of March 2026**

**M.P. No. 1/2026**

**in**

**C.A.No. 16/2026**

Sureshkumar, aged 43/2026  
S/o. Pugazhenth

... Petitioner / Appellant

Vs

1. Rajarishidevan, aged 47/2026  
S/o. Rajamanoharan  
2. The Public Prosecutor,  
Thiruvarur

... Respondents

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This petition came up before this Court for hearing in the presence of Mr. N. Swaminathan, Advocate having represented the petitioner / accused, Mr. D. Manivannan, Public Prosecutor for the 2<sup>nd</sup> Respondent and upon perusing the material records, this Court had passed the following :-

**ORDER**

This petition filed by the Petitioner / Appellant / Accused under section 430(1) of BNSS. Praying to suspend the sentence and conviction imposed on the Petitioner for the offence under section 138 of Negotiable Instrument Act by the Trial Court Judgment dated 12.01.2026 in Summary Trial Case Number 709/2017 of District Munsif-cum-Judicial Magistrate, Needamangalam.

2 . According to the petitioner, the accused had been convicted by the Trial Court under section 138 of Negotiable Instrument Act and sentenced to undergo Simple Imprisonment for six months and also ordered to pay the cheque amount of Rs.3,00,000/- as compensation to the complainant by the Judgment dated 12.01.2026 to pay in three months, in default simple imprisonment for three months in Summary Trial Case Number 709/2017 by District Munsif-cum-Judicial Magistrate, Needamangalam. The Trial Court suspended the conviction for one month. The petitioner is on bail through out trial. The petitioner had filed main appeal against the said conviction and Judgment of Trial Court. The petitioner had prayed to suspend the sentence and prayed to allow the petition.

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3. Heard. The records shows that the petitioner had been convicted by the District Munsif-cum-Judicial Magistrate, Needamangalam and against the said sentence and conviction, the petitioner had preferred Criminal Appeal 16/2026 before this Court. There are many arguable points to be decided in the main appeal. Records reveals that the sentence of conviction and Judgment had been suspended by Trial Court until 11.02.2026 by order in Crl.M.P.No. 9/2026 dated 12.01.2026. Considering the pendency of appeal and in order to afford an opportunity this Court is inclined to suspend the sentence and conviction imposed by the District Munsif-cum-Judicial Magistrate, Needamangalam under section 430(3) of BNSS., till the disposal of the appeal with the following conditions.

4. In the result, the conviction and sentence passed in S.T.C. No. 709/2017 of District Munsif-cum-Judicial Magistrate, Needamangalam shall be suspended till thirty days only and on the condition, the petitioner shall deposit 20% of compensation amount and the petitioner is allowed to be on bail. The petitioner shall report and sign before District Munsif-cum-Judicial Magistrate, Needamangalam on the first working day of every month from the date of release until further orders. The sentence and conviction passed by the District Munsif-cum-Judicial Magistrate, Needamangalam in Summary Trial Case Number 709/2017 shall be suspended till 13.04.2026. Call on 15.04.2026 for reporting as to the compliance.

Pronounced by me in Open Court, this the 12<sup>th</sup> day of March 2026.

**Principal Sessions Judge,  
Thiruvavarur.**

**Copy to (Through E-mail) :-**

1. District Munsif-cum-Judicial Magistrate, Needamangalam.
2. The Counsel of the Petitioner / Appellant / Accused.