

**BEFORE THE COURT OF SESSIONS DIVISION OF
VELLORE DISTRICT, TAMIL NADU.**

Present: Thiru.M.Elavarasan,
Principal Sessions Judge, Vellore.

Tuesday, the 24th day of March, 2026

CrI.M.P.No. 832 of 2026
in
C.A. No. 13 of 2026

CNR.No. TNVL 01-001260-2026

in C.C.No. 127 of 2020, dated 13.02.2026 of Judicial Magistrate No.II,
Vellore.

Offence :

U/s. 420 of IPC sentenced to undergo Simple Imprisonment for a period of
six months and to pay fine of Rs.1,000/- in default to undergo SI for one
month.

A2. Uma Mageswari, (F-49)
D/o Janarthana Naidu
No.7/7, Jothi Nagar
Thiruvetriyur
Chennai
Tamil Nadu.

... Appellant/Accused

-Versus-

State represented by
The Inspector of Police,
District Crime Branch, ALGSC, Vellore.
Tamil Nadu
Crime No.44/2015.

... Respondent/Complainant

This petition is coming before me for hearing today in the presence of
Thiru. S.Arulvendan, learned counsel for the petitioner/appellant/accused and
the learned Public prosecutor of this Court, after hearing both sides this Court,
delivers the following:

ORDER

The Petitioner/Appellant/Accused has been found guilty by the learned Judicial Magistrate No.II, Vellore in C.C.No. 127 of 2020 dated 13.02.2026 and the Petitioner/Appellant/ Accused has been convicted and sentenced to undergo Simple Imprisonment for a period of six months and to pay fine of Rs.1,000/- in default to undergo SI for one month for the offence U/s. 420 of IPC and the said sentence suspended by the trial court in CrI.M.P.No.1537 of 2026, dated 13.02.2026 till 13.03.2026. The Petitioner/Appellant/Accused, challenging the finding of conviction and sentence, has preferred the Appeal in C.A. No. 13 of 2026 and it is pending.

2. The learned counsel for the petitioner submits that the petitioner has a fair chance of success in appeal and prays to suspend the sentence till the disposal of appeal.

3. The learned Public Prosecutor represented that the petitioner has been convicted in C.C.No. 127 of 2020 by the learned Judicial Magistrate II, Vellore, dated 13.02.2026 and the petitioner filed the above petition to suspend the sentence and the prosecution has clearly proved the case and hence the trial court convicted the accused and it is unable to secure the petitioner if the sentence was confirmed by this Honorable Court in the appeal and hence he opposed to suspend the sentence.

4. Heard both sides. This court has perused the records. It is seen that out of four accused 1st accused died, accused Nos. 4 and 3 have been discharged and 2nd accused/petitioner alone has been convicted for the offence u/s 420 of IPC. Thus, the conviction now rests solely upon the petitioner, and the role attributed to her requires detailed consideration at the appellate stage. Further the Petitioner/Appellant/Accused has paid the total fine amount of Rs.1,000/- before the trial court vide receipt No. 0896269 dated 13.02.2026 and the sentence of imprisonment order was suspended before trial court in CrI.M.P.No.1537 of 2026, dated 13.02.2026. Considering the nature of

offence, present facts and circumstances of the case and the petitioner has come forward with this appeal and also the petitioner is ready to furnish acceptable and adequate sureties. Hence, this court is inclined to suspend the sentence till the disposal of the Appeal on condition.

5. In the result, this petition is allowed;

(i) The impugned sentence order passed in C.C.No. 127 of 2020 dated 13.02.2026 by the Judicial Magistrate II, Vellore is suspended till the disposal of the appeal and the Petitioner/Appellant/Accused is ordered to surrender before the trial court within 15 days from the date of this order and ordered to be released on bail on executing her bond for Rs.10,000/- along with two sureties for like sum each to the satisfaction of the learned Judicial Magistrate II, Vellore.

(ii) In the event of any failure of appearance, the learned Judicial Magistrate II, Vellore is required to issue NBW against the Petitioner/Accused to secure and send her to prison.

Pronounced by me in the Open Court on the 24th day of March, 2026.

Principal Sessions Judge,
Vellore District.

To

The Judicial Magistrate No. II, Vellore.

The Inspector of Police, District Crime Branch, ALGSC, Vellore.