

IN THE COURT OF THE PRINCIPAL SESSIONS JUDGE, VILLUPURAM

Present: Selvi.R.Poornima, B.Com., L.L.M.,

Principal Sessions Judge, Villupuram.

Saturday the 03rd day of February 2024

M.P.No.1/2024 in C.A.10/2024

Sivakumar S/o. Eagamparam

...Petitioner /Appellant/Accused.

/VS/

The SHO,

Kandamangalam P.S.

Cr.No.155/2022.

...Respondent /Respondent/ Complainant.

e-petition filed U/S. 389(1) of Cr.P.C. to suspend the sentence passed by the **Chief Judicial Magistrate, Villupuram in C.C.No.188/2022, dated 10.01.2024.**

This petition is coming on this day before me for hearing in the presence of [Thiru.T.Duraimurugan](#) Advocate for the Petitioner and Thiru.T.S.Subramanian Public Prosecutor for the state, and upon perusing both side contentions, this court delivered the following:

ORDER

Heard both sides. Perused both side contentions. This **e-petition** has been filed by the petitioner u/s 389 of Cr.P.C. The petitioner has stated in his e-petition that he was convicted for the offence u/s.279 of IPC and sentenced to undergo S.I. for 3 months and convicted for the offence u/s.304(A) of IPC and sentenced to undergo S.I. for 6 months as per the Judgment passed by the Chief Judicial Magistrate, Villupuram in C.C.No.188/2022 dated 10.01.2024. Further the learned counsel for the petitioner submitted that now he has preferred appeal before this court and hence the petitioner prayed to suspend the sentence imposed till the disposal of the appeal.

Notice was issued to the Public prosecutor. But endorsed as “ No counter”.

Heard. Perused records. Considering the facts and circumstances of the case, and also the fact that the right of appeal is available with the petitioner, the sentence alone will be suspended, on his executing a bond for Rs.10,000/- with two sureties for a like sum each to the satisfaction of the Chief Judicial Magistrate, Villupuram. The petitioner shall appear before this Court on 20.02.2024 without fail.

Pronounced by me in open court this the 03rd day of February 2024.

Principal Sessions Judge,
Villupuram.