

IN THE COURT OF THE PRINCIPAL SESSIONS JUDGE, VILLUPURAM

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

Principal Sessions Judge, Villupuram.

Tuesday the 26th day of March 2024

M.P.No.1/2024 in C.A.18/2024

Kaliyaperumal S/o. Vaithiyalingam

...Petitioner/Appellant/Accused.

/VS/

The SHO,

Kanai P.S.

Cr.No.97/2019.

...Respondent /Respondent/ Complainant.

e-petition filed U/S. 389(1) of Cr.P.C. to suspend the sentence passed by the **Principal Assistant Sessions Judge, Villupuram in S.C.No.391/2021, dated 22.02.2024.**

This petition is coming on this day before me for hearing in the presence of **Thiru.Ram Ramesh** Advocate for the Petitioner and **Thiru.J.Ezhilan** Public Prosecutor (Incharge) for the state, and upon perusing both side contentions, this court delivered the following:

ORDER

Heard both sides. Perused both side contentions. The petitioner/accused filed this **e-petition** u/s.389(1) Cr.P.C praying to suspend the sentence passed against the petitioner till the disposal of the appeal. The petitioner has stated in his petition that the petitioner was convicted for the offences under section 324 of IPC and sentenced to undergo R.I for two years and to pay fine of Rs.1,000/-, and in default to undergo S.I. for three months as per the judgment passed by the Principal Assistant Sessions Judge, Villupuram in S.C.No.391/2021 dated 22.02.2024. Fine amount of Rs.1,000/- was paid. 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. Fine amount of Rs.1,000/- was paid. 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 Principal Assistant Sessions Judge, Villupuram. The petitioner shall appear before **this Court** on **15.04.2024 without fail.**

Pronounced by me in open court this the 26th day of March 2024.

Principal Sessions Judge,
Villupuram.