

IN THE COURT OF THE PRINCIPAL DISTRICT AND SESSIONS JUDGE,
VIRUDHUNAGAR DISTRICT AT SRIVILLIPUTTUR.

Present: **Thiru.A.Kanthakumar, M.L.,**
Principal District and Sessions Judge,
Virudhunagar District at Srivilliputtur.

Dated this the 06th day of June 2026, Saturday.

Cr.M.P. No.1460/2026 in C.A.No.185/2026
(STC.No.1183/2023 on the file of the Judicial Magistrate, Fast Track Court,
Srivilliputtur)

Periyasamy (48/2026)
S/o.Gurunathan,
Door No.2/115, Akkanapuram Colony,
Ayankarisalkulam, Maharajapuram,
Thailapuram Post,
Watrap Taluk,
Virudhunagar District.

... Petitioner/Appellant/Accused

/ Vs /

Soundarapandian (42/2026)
S/o.Guruvaiah,
Door No. 144, Asamani Road,
Mullikulam, Malli,
Srivilliputtur.

... Respondent/ Complainant.

This petition coming on this day before me for hearing in the presence of, Thiru.S.Lingeshwaran, Advocate for the Petitioner/Appellant/Accused and Thiru.S.Thirumalaiappan, Public Prosecutor for the respondent and upon hearing the argument of both sides, this court made the following

ORDER

This petition is filed u/s 430(1) BNSS for suspension of execution of sentence of imprisonment pending the appeal and for bail.

Heard both side.

The learned counsel for the petitioner/appellant/ accused has contended that the petitioner has been convicted for an offence punishable u/s 138 of N.I Act and sentenced to undergo S.I for one year and to pay the compensation amount Rs.5,00,000/- to the complainant u/s 357(3) Cr.P.C. within one month from 28-04-2026 i/d to undergo S.I for one month as per

the judgment dt. 28-04-2026 in STC No. 1183/2023 on the file of the learned Judicial Magistrate, Fast Track Court, Srivilliputtur. The learned counsel for the petitioner has also contended that the petitioner was on bail throughout the trial and regular in appearance before the trial court and the trial court has granted interim bail to this accused u/s 389(3) of Cr.P.C. for one month from the date of judgment.

The learned counsel for the petitioner has also contended that the petitioner has filed Criminal Appeal before this court, that the petitioner is having more chances to succeed in the appeal and hence, this petition may be allowed. The learned counsel for the petitioner represented that the petitioner is willing and ready to deposit 20% of the compensation amount before the trial Court and to that effect he made endorsement on the petition.

Considering the above facts, circumstances of the case and in particular that the petition has filed this Criminal appeal and the petitioner has stated that he is having more arguable points in the main appeal and also the learned counsel for the petitioner represented that the petitioner is willing to deposit 20% of the compensation amount before the trial Court, this court is inclined to suspend the sentence pending appeal and ordered to be released on bail the petitioner/accused/appellant on bail u/s 430(1) BNSS.

In the result,

i) The petitioner on being deposited a sum of **Rs.1,00,000/- (Rupees one lakh only)** **before the trial court** within 30 days, the sentence awarded to the petitioner will be suspended till the disposal of the appeal and the petitioner is ordered to be released on bail.

ii) The petitioner shall execute a personal bond for Rs.10,000/- with two ssureties for the like sum to the satisfaction of the Judicial Magistrate, Fast Track Court, Srivilliputtur.

iii) The petitioner shall appear before this Court for hearing on 03-07-2026 and on further hearing dates in C.A.185/2026.

Pronounced by me in the Open Court on this the 06th day of June 2026.

Principal District and Sessions Judge,
Virudhunagar District at
Srivilliputtur.

To

The Judicial Magistrate, Fast Track Court, Srivilliputtur.