

Crl.M.P.No.4769 of 2016 in Crl.A.No.184 of 2014

**S.NAGAMUTHU, J.
and
V.BHARATHIDASAN, J.**

The petitioner is the 1st accused in S.C.No.199 of 2012 on the file of the learned District Mahalir Sessions Court, Cuddalore, There were two other accused by name John Basha and Saabi Raabi. The trial court has convicted the petitioner/1st accused under Section 302 of IPC and sentenced him to undergo imprisonment for life and to pay a fine of Rs.1,000/-, in default, to undergo rigorous imprisonment for 2 years. The trial court has acquitted the accused 2 and 3. Challenging the said conviction and sentence, the 1st accused/petitioner has come up before this Court with this appeal. Pending appeal, he seeks for suspension of sentence.

2. We have heard the learned Counsel for the petitioner and the learned Government Advocate (Crl. side) appearing for the respondent and we have also perused the records carefully.

3. From the records, it is crystal clear that it was this accused, who sat on the deceased, strangled her and poured acid on her. There were two dying declarations given by the deceased

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wherein she has very categorically stated that it was this accused, who poured acid on her. Thus, we do not find any reason to suspend the sentence imposed on the petitioner/1st accused. In such view of the matter, the petition stands dismissed.

(S.N.J.,) (V.B.D.J.,)

02.06.2016

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