



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT  
( Criminal Jurisdiction )

Wednesday, the Nineteenth day of October, Two Thousand Sixteen

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PRESENT

**The Hon`ble Mr.Justice S.NAGAMUTHU**  
**and**  
**The Hon`ble Mr.Justice M.V.MURALIDARAN**

CRL A(MD) No.181 of 2015

SHAIK @ SHAIK MARACAIYAR

... APPELLANT

Vs

STATE THROUGH  
THE INSPECTOR OF POLICE  
KUMBAKONAM WEST POLICE STATION,  
KUMBAKONAM, THANJAVUR DIST,  
(CR.NO.952/2010)

... RESPONDENT

Prayer in Crl.A(MD)No.181 of 2015:

Criminal Appeal filed under section 374 of Cr.P.C. praying this court to call for the records from the lower court and set aside the judgment of the Lower Court passed by the First Additional District Sessions Court, (PCR), Thanjavur District in S.C.No.24 of 2012 dated 23.04.2015.

Order : This Appeal coming on for hearing on this day, upon perusing the grounds of appeal, judgment of the Lower Court, material papers of this Appeal and upon hearing the arguments of Mr.V.SASI KUMAR, for Mr.S.I.A.K.BAGADUR SHA, Advocate for the Appellant and Mr.C.MAYIL VAHANA RAJENDRAN, Additional Public Prosecutor on behalf of the Respondent, this Court ordered as follows:

1.That the Criminal Appeal be and hereby is allowed;

2.That the conviction and sentence imposed on the Appellant/accused by Judgment dated 23.04.2015 made in S.C.No.24 of 2012 passed by the learned First Additional District and Sessions Judge, (PCR), Thanjavur, is set aside and the Appellant/ Accused be and hereby is acquitted;

3.That the Fine amount, if any, paid by the Appellant/Accused shall be refunded to him;



4. That the appellant is directed to be released forthwith, unless his custody is required in connection with any other case.

(Detailed Judgment will follow)

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Sd/-

Assistant Registrar (RTI)

/True copy/

Sub Assistant Registrar

TO

- 1 THE PRINCIPAL DISTRICT JUDGE  
THANJAVUR
- 2 THE 1ST ADDITIONAL DISTRICT AND SESSIONS JUDGE (PCR)  
THANJAVUR
- 3 THE JUDICIAL MAGISTRATE  
KUMBAKONAM, THANJAVUR DISTRICT
- 4 THE SUPERINTENDENT OF CENTRAL PRISON,  
TRICHY.
- 5 THE SUPERINTENDENT OF CENTRAL PRISON,  
PUZHAL-I, CHENNAI.
- 6 THE INSPECTOR OF POLICE  
KUMBAKONAM WEST POLICE STATION, KUMBAKONAM, THANJAVUR DISTRICT.
- 7 THE ADDITIONAL PUBLIC PROSECUTOR,  
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER DATE :19.10.2016

**ORDER**

CRL A(MD) No.181 of 2015

Allowing the Appeal preferred against the Judgment dated 23.04.2015, the I Additional District and Sessions Court (PCR) Thanjavur District in S.C.No.24/2012 directions etc., given as stated within.