

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Criminal Jurisdiction)

Wednesday, the Eighteenth day of April Two Thousand Eighteen

PRESENT

The Hon`ble Mr Justice RMT. TEEKAA RAMAN

CRIMINAL MISCELLANEOUS PETITION No.3757 of 2018

IN CRL A.157/2018

SUNDRAMURTHY

[PETITIONER]

Vs

THE STATE REP. BY ITS,
THE INSPECTOR OF POLICE,
W-8 ALL WOMEN POLICE STATION,
THIRUMANGALAM, CHENNAI
CR.NO.38 OF 2014.

[RESPONDENT]

Petition praying that in the circumstances stated therein and in the Memorandum of Grounds in Criminal Appeal No.157/2018 on the file of the High Court, the High Court will be pleased to suspend the sentence imposed by the Learned Mahalir Judge, Special Court for Cases Under POSCO ACT 2012 Mahila Court, Chennai dated 19.01.2017 in S.C.No.32 of 2015 and enlarging him on bail pending disposal of the above appeal No.157 of 2018.

Order : This petition coming on for orders upon perusing the petition and the Memorandum of Grounds in Crl. Appeal No.157/2018 on the file of the High Court and upon hearing the arguments of M/S.N.SUDHARSAN Advocate for the petitioner and of MR.T.SHANMUGARAJESWARAN Government Advocate on behalf of the Respondent the court made the following order:-

The learned counsel for the petitioner seeks to suspend the conviction and sentence imposed on the petitioner, pending appeal.

2. It is seen from the evidence of PW1 (the mother of the victim), PW2, PW3 (the land lady) in whose house PW1 and accused were residing in separate portion. PW4 is the daughter-in-law of PW3. The trial Court after appreciating the evidence of PW1, PW3 and PW4 has awarded the sentence and in view of our overwhelming evidence and evidence which stands corroborated with each other and specific finding of the Sessions Court, I am not inclined to suspend the sentence for the present. Hence, this Civil Miscellaneous Petition is dismissed for the present.

-sd/-

18/04/2018

This order, on being produced, be punctually observed and carried into execution by all concerned

TRUE COPY

Sub-Assistant Registrar (Statistics/C.S.)
High Court, Madras - 600 104.

TO

1 THE MAHALIR JUDGE
SPECIAL COURT FOR CASES UNDER POSCO ACT 2012
MAHILA COURT, CHENNAI

2 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

3 THE SUPERINTENDENT
CENTRAL PRISON, PUZHAL. CHENNAI

4 THE STATE REP. BY ITS,
THE INSPECTOR OF POLICE,
W-8 ALL WOMEN POLICE STATION,
THIRUMANGALAM, CHENNAI

C.C. to M/S.N. SUDHARSAN Advocate on payment of necessary charges

Order

in
CRL MP.3757/2018

in
CRL A.157/2018

Date :18/04/2018

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