



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 18.09.2018

CORAM

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

Cr1.O.P.(MD)No.14813 of 2016

Chinnathambi @ Lakshmanan
@Rajkumar

... Petitioner

Vs.

1.The Inspector of Police,
Virudhunagar Rural Police Station,
[Crime Nos.206, 211 and 220 of 2013]

2.The Superintendent of Police,
Central Prison,
Madurai.

...Respondents

PRAYER:- Petition filed under Section 482 of Criminal Procedure Code, to pass on directing the sentences of conviction imposed in CC No.107 of 2014 and CC No.144 of 2014 by the learned Judicial Magistrate-II, Virudhunagar to run concurrently.

For Petitioner : Mr.A.Rajaram

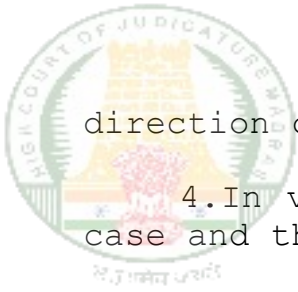
For Respondents : Mr.K.Suyambulinga Bharathi,
Government Advocate(crlside)

ORDER

This petition has been filed for seeking for the sentence imposed in CC No.107 of 2014 and CC No.144 of 2014 to run concurrently.

2.The respondent Police filed a counter affidavit in this case and it is seen that petitioner was involved in similar offences of theft in dwelling houses for more than 10 years in and around Madurai. Therefore, the request made by the petitioner to the effect that the sentence must run concurrently should be not accepted by this Court.

3.This Court has already dealt with a similar issue in the judgment in Cr1OP(MD)No.12497 of 2017, dated 31.08.2018 and has also held that such a request can be considered only based on the nature of offence committed by the accused person. In this case it is seen that the petitioner is repeatedly indulging in theft in dwelling houses and therefore, this is not an appropriate case where such



direction can be granted.

4. In view of the above discussion, there are no merits in this case and this criminal original petition is dismissed.

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Sd/-

Assistant Registrar(RTI)

Sub Assistant Registrar(CS-III)

To

1. The Inspector of Police,
Virudhunagar Rural Police Station,
2. The Superintendent of Police,
Central Prison,
Madurai.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

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