



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

Thursday, the Seventeenth day of May Two Thousand Eighteen

PRESENT

**The Hon`ble Mr.Justice M.S.RAMESH**

**CRL MP (MD) No.3628 of 2018**

**IN**

**CRL A (MD) No.37 of 2018**

1 LEKKAN @ BALAKRISHNAN  
2 ADAIKALAM @ KATHALAI

... PETITIONERS/PETITIONERS/  
APPELLANTS

Vs

STATE REP.BY,  
THE INSEPCTOR OF POLICE  
ARUPPUKOTTAI TOWN POLICE STATION,  
VIRUDHUNAGAR DISTRICT  
CRIME NO. 1156/2009

... RESPONDENTS/RESPONDENTS/  
COMPLAINANT

Petition praying that in the circumstances stated therein and in the petition filed therewith the High Court will be pleased to Suspend the Sentence of Imprisonment imposed by the learned Sessions Judge, Fast Track Mahilir Neethimandram, Virudhunagar District at Srivilliputhur in S.C.No.145 of 2010 by the Judgment dated 01/06/2016 and enlarge the Petitioners/Appellants on bail, pending disposal of the abovesaid Criminal Appeal and thus render justice.

**Prayer in CRL A(MD).37/2018 :**

To set aside the Judgment and Conviction dated 1.6.2016, by the learned Sessions Judge, Fast Track Mahilir Neethimandram, Virudhunagar District at Srivilliputhur in S.C.No.145 of 2010 and acquit the Appellants and thus render justice.

Order : This petition coming on for orders upon perusing the petition filed in support thereof and upon hearing the arguments of M/S.D.RAMESHKUMAR, Advocate for the petitioner and of THE PUBLIC PROSECUTOR on behalf of the Respondent, the court made the following **order:-**

This petition has been filed by the petitioners to suspend the sentence imposed by the learned Sessions Judge, Fast Track Mahilir Neethimandram, Virudhunagar District at Srivilliputhur in S.C.No.145 of 2010 dated 01.06.2016 and enlarge the petitioners on bail, pending disposal of the present Criminal Appeal.



2. Heard both sides.

3. Considering the facts and circumstances of the case and upon hearing the learned counsel appearing for both sides, this Court is of the view that the petitioners could be granted the relief as prayed for with certain conditions.

4. Accordingly, the petitioners are ordered to be enlarged on bail on executing a bond for a sum of Rs.10,000/- (Rupees ten thousand only) with two sureties each for a like sum to the satisfaction of the learned Judicial Magistrate, Aruppukottai and on further condition that the petitioners should report before the said Magistrate, on the first working day of every English calendar month at 10.30 a.m., until further orders.

sd/-  
17/05/2018

/ TRUE COPY /

Sub-Assistant Registrar (C.S.)  
Madurai Bench of Madras High Court,  
Madurai - 625 023.

TO

- 1 THE SESSIONS JUDGE,  
FAST TRACK MAHALIR NEETHIMANDRAM,  
VIRUDHUNAGAR DISTRICT AT SRIVILLIPUTHUR
- 2 THE JUDICIAL MAGISTRATE,  
ARUPPUKOTTAI, VIRUDHUNAGAR DISTRICT.
- 3 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,  
VIRUDHUNAGAR DISTRICT AT SRIVILLIPUTHUR.
- 4 THE INSEPECTOR OF POLICE  
ARUPPUKOTTAI TOWN POLICE STATION,  
VIRUDHUNAGAR DISTRICT.
- 5 THE SUPERINTENDENT, CENTRAL PRISON, MADURAI.
- 6 THE ADDITIONAL PUBLIC PROSECUTOR  
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1. C.C. to M/S.D.RAMESHKUMAR, Advocate SR.No.8710

ORDER IN  
CRL MP(MD)No.3628 of 2018 IN  
CRL A(MD) No.37 of 2018  
Date :17/05/2018