

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Criminal Jurisdiction)

Thursday, the Ninth day of May Two Thousand Nineteen

PRESENT

The Hon`ble Mr Justice N. ANAND VENKATESH

CRIMINAL MISCELLANEOUS PETITION No.6484 of 2019

IN CRL.R.C.NO.420 of 2019

R.MURUGAN

[PETITIONER]

Vs

N.VASANTHA

[RESPONDENT]

Petition praying that in the circumstances stated therein and in the affidavit filed therewith the High Court will be pleased to

(i) Exemption from surrendering the petitioner before the Trial Court in view of the Judgment dated 28.02.2019 made in C.A No.129 of 2018 on the file of the Learned III Additional Sessions Judge, Salem reversing judgment dated 06.08.2018 made in S.T.C.No.247 of 2016 on the file of the Judicial Magistrate No.II, Salem pending disposal of the above Crl.R.C.No.420 of 2019.

Order : This petition coming on for orders upon perusing the petition and the filed in support thereof and upon hearing the arguments of M/S.B.KUMARASAMY, Advocate for the petitioner, the court made the following order:-

This Criminal Miscellaneous petition has been filed to exempt the petitioner from surrendering in pursuant to the judgement passed by the learned III Additional Sessions Judge, Salem in CA No.129 of 2018 dated 28.02.2019 reversing the judgement made in S.T.C.No.247 of 2016 dated 06.08.2018 on the file of learned Judicial Magistrate No.II, Salem.

This petition is closed, since suspension of sentence can be granted even if the accused has not surrendered and is not undergoing confinement as per the Judgement of this Court reported in **2008 1 MLJ**

Erode].

-sd/-
09/05/2019

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 III ADDITIONAL SESSIONS
JUDGE, SALEM.

2 THE JUDICIAL MAGISTRATE,
NO.II, SALEM.

3 THE CHIEF JUDICIAL MAGISTRATE
SALEM. [FOR INFORMATION]

C.C. to M/S.B.KUMARASAMY Advocate on payment of necessary
charges

Order
in
CRL MP.6484/2019
in
CRL.R.C.NO.420/2019

Date :09/05/2019

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TA-14/05/2019