

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Criminal Jurisdiction)

Wednesday, the Eighth day of May Two Thousand Nineteen

PRESENT

The Hon`ble Mr Justice N. ANAND VENKATESH

CRIMINAL MISCELLANEOUS PETITION No.6438 of 2019

IN CRL RC.412/2019

JAYAPRAKASH

[PETITIONER]

Vs

BALU

[RESPONDENT]

Petition praying that in the circumstances stated therein and in the Memorandum of Grounds in Criminal Revision Case No. on the file of the High Court, the High Court will be pleased to exempt the petitioner from surrendering pursuant to the order of conviction passed in C.C.No.146 of 2016 on the file of the Fast Track Magistrate at Kallakurichi dated 29.12.2017 confirmed in C.A.No.1 of 2018 on the file of the III Additional District and sessions court at kallakurichi dated 22.04.2019 pending disposal of the present criminal revision petition

Order : This petition coming on for orders upon perusing the petition and the Memorandum of Grounds in Crl.Revision Case No.412/2019 on the file of the High Court and upon hearing the arguments of M/S.R.JAYAPRAKASH 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 conviction order passed by the learned Fast Tract Magistrate Court at Kallakurichi in C.C No.146 of 2016 dated 29.12.2017 confirmed in C.A.No.1 of 2018, on the file of the III Additional District and Sessions Court at Kallakurichi dated 22.04.2019.

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 Cr1 1001 [R.Ramamoorthy Vs. The Inspector of Police, Crime Branch, Erode]**.

-sd/-
08/05/2019

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 DISTRICT
AND SESSIONS COURT AT KALLAKURICHI

2 THE FAST TRACK MAGISTRATE
COURT AT KALLAKURICHI

3 THE CHIEF JUDICIAL MAGISTRATE
VILLUPURAM[FOR INFORMATION]

C.C. to M/S.R.JAYAPRAKASH Advocate on payment of necessary charges

Order

in
CRL MP.6438/2019

in
CRL RC.412/2019

Date :08/05/2019

From 7.2.2001 the Registry is issuing certified copies of the BAIL/Anti.BAIL Orders in this format
RD 10/05/2019