

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.6448 of 2019

IN CRL RC.415/2019

CHITHRA

[PETITIONER / APPELLANT / ACCUSED]

Vs

THE STATE REP BY
THE SUB INSPECTOR OF POLICE,
RAILWAY PROTECTION FORCE,
JOLARPETTAI,
VELLORE DISTRICT.
CR.NO.9/2014.

[RESPONDENT]

Petition praying that in the circumstances stated therein and in the Memorandum of Grounds in CRL RC.415/2019 on the file of the High Court, the High Court will be pleased to exempting the petitioner from her surrender the Judgment passed by the Learned Judicial Magistrate No.I, Thiruppathur, Vellore District in C.C. No.178/2014 dated 30.11.2016, confirmed by the Learned III Additional Sessions Judge, Vellore @ Thiruppathur, Vellore, Vellore District in CRL.A.NO.1/2017 dated 19/03/2019 pending disposal of the CRL RC.415/2019

Order : This petition coming on for orders upon perusing the petition and the Memorandum of Grounds in CRL RC.415/2019 on the file of the High Court and upon hearing the arguments of M/S.E.KANNADASAN, Advocate for the petitioner and of M/S.M.PRABHAVATHI, ADDITIONAL PUBLIC PROSECUTOR on behalf of the Respondent the court made the following order:-

This criminal miscellaneous petition has been filed to exempt the petitioner from surrendering the judgment passed by the learned Judicial Magistrate No.I, Thiruppathur, Vellore District in C.C.No.178 of 2014, dated 30.11.2016, confirmed by the learned III Additional Sessions Judge, Vellore at Thiruppathur, Vellore District in Crl.A.No.1 of 2017 dated 19.03.2019, pending disposal of the above criminal revision.

2.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 SESSIONS JUDGE,
VELLORE @ THIRUPPATHUR, VELLORE,
VELLORE DISTRICT.

2 THE JUDICIAL MAGISTRATE,
NO.I, THIRUPPATHUR,
VELLORE DISTRICT.

3 THE CHIEF JUDICIAL MAGISTRATE
VELLORE [FOR INFORMATION]

4 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

5 THE SUB INSPECTOR OF POLICE,
RAILWAY PROTECTION FORCE,
JOLARPETTAI, VELLORE DISTRICT.

+1C.C. to M/S.E.KANNADASAN Advocate on payment of necessary charges SR NO.9381

Order

in
CRL MP.6448/2019

in
CRL RC.415/2019

Date :08/05/2019

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