

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.6589 of 2019

IN CRL.RC.No.434 OF 2019

G.KALAIYARASI

[PETITIONER]

Vs

S.SENTHILKUMAR

[RESPONDENT]

Petition praying that in the circumstances stated therein and in the Memorandum of Grounds in Criminal Revision Case No.434 of 2019 on the file of the High Court, the High Court will be pleased to exempt the petitioner from surrendering before the court below at present in pursuant to the judgment dated 28.3.2019 passed in C.A.No.4/2019 on the file of the Principal Sessions Court, Erode confirming the judgment dated 10.12.2018 passed in S.T.C.135/2018 on the file of the Judicial Magistrate Court (Fast Track Court No.I) Erode and convicted the appellant and sentenced her to undergo one year S.I and to pay a compensation of Rs.4,00,000/- to the respondent in d/f to undergo two month S.I, pending disposal of the above Crl.RC.No.434 of 2019.

Order : This petition coming on for orders upon perusing the petition and the Memorandum of Grounds in Crl.Revision Case No.434 of 2019 on the file of the High Court and upon hearing the arguments of M/S.I.C.VASUDEVAN, 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 Principal Sessions Court, Erode in CA No.4 of 2019 dated 28.03.2019 confirming the judgement made in S.T.C.No.135 of 2018 dated 10.12.2018 on the file of learned Judicial Magistrate Court (Fast Track Court No.I), Erode.

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 CrI 1001 [R.Ramamoorthy Vs. The Inspector of Police, Crime Branch, 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 JUDICIAL MAGISTRATE COURT
(FAST TRACK COURT NO.I), ERODE.

2 THE CHIEF JUDICIAL MAGISTRATE
ERODE (FOR INFORMATION)

3 THE PRINCIPAL SESSIONS COURT,
ERODE.

C.C. to M/S.I.C.VASUDEVAN Advocate on payment of necessary charges Sr.9761

Order

in
CRL MP.6589/2019

IN CRL.RC.No.434 OF 2019

Date :09/05/2019

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rvr 14/05/2019