

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.6528 of 2019

IN CRL.RC.NO.425 OF 2019

U.RAJA

[ PETITIONER / APPELLANT ]

Vs

C.VANAJA

[ RESPONDENT ]

Petition praying that in the circumstances stated therein and in the Memorandum of Grounds in CRL.RC.NO.425 OF 2019 on the file of the High Court, the High Court will be pleased to grant an order of exemption from surrendering before the trial court in pursuance to the judgment dated 15.03.2019 made in CA No.12 of 2017 on the file of the learned Additional Sessions Judge (Fast Track Mahila Court) of Thiruvavarur and confirming the conviction imposed in Judgment dated 09/02/2017 made in S.T.C.No.1161 of 2017 on the file of the Judicial Magistrate No.I of Mannargudi pending disposal of the above CRL.RC.NO.425 OF 2019 [IN CRL.MP.NO.6528 OF 2019]

Order : This petition coming on for orders upon perusing the petition and the Memorandum of Grounds in CRL.RC.NO.425 OF 2019 on the file of the High Court and upon hearing the arguments of M/S.K.JAYARAMAN, 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 Additional Sessions Judge (Fast Track Mahila Court) of Thiruvavarur in CA No.12 of 2017 dated 15.03.2019 confirming the judgement made in STC No.1161 of 2017 dated 09.02.2017 on the file of learned Judicial Magistrate No.1, Mannargudi.

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/-

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,  
NO.I, MANNARGUDI.

2 THE JUDICIAL MAGISTRATE,  
NO.I, TIRUPPUR.

3 THE CHIEF JUDICIAL MAGISTRATE  
THIRUVARUR [FOR INFORMATION]

4 THE ADDITIONAL SESSIONS JUDGE,  
[FAST TRACK MAHILA COURT], THIRUVARUR.

C.C. to M/S.K.JAYARAMAN Advocate on payment of necessary charges

सत्यमेव जयते Order

in  
CRL MP.6528/2019

in  
CRL RC.425/2019

Date :09/05/2019

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MK:14/05/2019