



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Saturday, the Nineteenth day of October Two Thousand and Nineteen

PRESENT

The Hon'ble Mr.Justice P.VELMURUGAN

CRL A(MD). No.429 of 2009

1 Ramaiah
2 Muthukrishnan ...Appellants/Accused No.1 and 2

Vs

State rep.by The Inspector of Police, Sivanthipatti Police Station,
Tirunelveli District (Crime No.44 of 2007)

...Respondent

Prayer :-

Criminal Appeal is filed under section 374 of Criminal Procedure code praying this Hon'ble Court against the judgment of conviction dated 07.12.2009 on the Sessions Judge, Tirunelveli District at Tirunelveli made in S.C.No.96 of 2008.

ORDER:-

Criminal Appeal is coming on for hearing on this day and upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of Mr. D.Vijaya Raghavan For Mr.P.Andiraj, Advocate for the Appellant and of Mr.K.K.RamaKrishnan, Additional Public Prosecutor on behalf of the Respondent, this Court made the following order:

This appeal is pending for more than 10 years. Today, the learned representing counsel for the appellant represents that there are some inconveniences to the learned Senior Counsel and seeks adjournment.

2.Though the case has been listed for several times in the special list of cases pending for more than 10 years giving preference to be disposed of in the usual course or otherwise in the special sitting, it is still pending due to non cooperation of appellant by enjoying the benefit of suspension of sentence given by this Court.

3.Therefore, this court is inclined to revoke the suspension of sentence. Registry is directed to issue necessary warrant to the



respondent police to secure the accused and the police is directed to secure the accused and retain him in prison to undergo the remaining period of sentence. Registry is directed to list the case in the next special sitting, if it is not disposed of in the usual course.

WEB COPY

Sd/-

Assistant Registrar (CO)

// True Copy //

Sub Assistant Registrar(CS)

To

- 1 The Judicial Magistrate, No.III, Tirunelveli
- 2 The Chief Judicial Magistrate, Tirunelveli
- 3 The I Additional Sessions Judge, Tirunelveli Division at
Tirunelveli District.
- 4 The Principal Sessions Judge, Tirunelveli
- 5 The Superintendent, Central Prison, Palayamkottai
- 6 The Inspector of Police, Sivanthipatti Police Station,
Tirunelveli District
- 7 The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai

Copy to: The Section Officer,
Criminal Section,
Madurai Bench of Madras High Court,
Madurai.(2 COPIES)

ORDER DATE:19.10.2019

HEARING DATE: next special
sitting

ORDER

CRL A(MD). No.429 of 2009

KK/SAR/21.10.2019/2P-10C