

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 15.06.2020

Coram

THE HONOURABLE MR.JUSTICE N. ANAND VENKATESH

Crl.MP No.4163 of 2020 and Crl MP No.4164 of 2020

and CRL.RC .NO.525 OF 2020

Kumar

....Petitioner in both Crl MPs

Vs.

State by
Inspector of Police,
Vadavur Police Station,
Vadavur, Tiruvarur District

... Respondent in both Crl MPs

Prayer in Crl MP No.4163 of 2020: This criminal miscellaneous petition has been filed to exempt the petitioner from surrendering before the Trial Court, learned Judicial Magistrate No.1, Mannargudi.

Prayer in Crl MP No.4164 of 2020 : This Criminal Miscellaneous petition has been filed to suspend the sentence imposed on the petitioner by the learned District and Sessions Judge, Thiruvarur in C.A.No.54 of 2018 dated 31.10.2019 confirming the judgement of conviction passed by the learned Judicial Magistrate I, Mannargudi, in C.C.No.371 of 2012 dated 07.12.2018 and enlarge the petitioner on bail till the disposal of the above mentioned Crl.RC No.525 of 2020.

For Petitioner : Mr. Ganesh Rajan
in both Crl Mps

For Respondent : Mr.K.Prabakar
in both Crl MPS Additional Public Prosecutor

COMMON ORDER

These Criminal Miscellaneous petitions have been filed to exempt the petitioner from surrender and to suspend the sentence imposed by the Court below.

2.Heard the learned counsel for the petitioner and the learned Additional Public Prosecutor appearing on behalf of the respondent.

3.Taking into consideration the facts and circumstances of the case and also of the fact the petitioner has made out a prima facie case and the petitioner is not in a position to surrender due to covid condition and also of the fact that the Criminal Revision Petition cannot be taken up for hearing in near future, the sentence imposed by the learned Judicial Magistrate I, Mannargudi, in C.C.No.371 of 2012 dated 07.12.2018 and confirmed by the learned District and Sessions Judge, Thiruvarur in C.A.No.54 of 2018 dated 31.10.2019, is hereby suspended, subject to the following conditions :-

(a) The petitioner shall surrender before the learned Judicial Magistrate No.1, Mannargudi on or before 19.06.2020.

(b) The petitioner is directed to execute a bond for a sum of Rs.10,000/- (Rupees ten thousand only) with two sureties each for a like sum to the satisfaction of the Learned Judicial Magistrate No.1, Mannargudi.

(c) The petitioner shall report before the learned Judicial Magistrate No.1, Mannargudi, on the first working day of every month at 10.30 a.m, pending disposal of the Criminal Revision Petition.

(d) The petitioner shall not move out of Tamil Nadu without getting the leave of the Court, pending disposal of the Criminal Revision Petition.

4. These Criminal Miscellaneous petitions are disposed of accordingly.

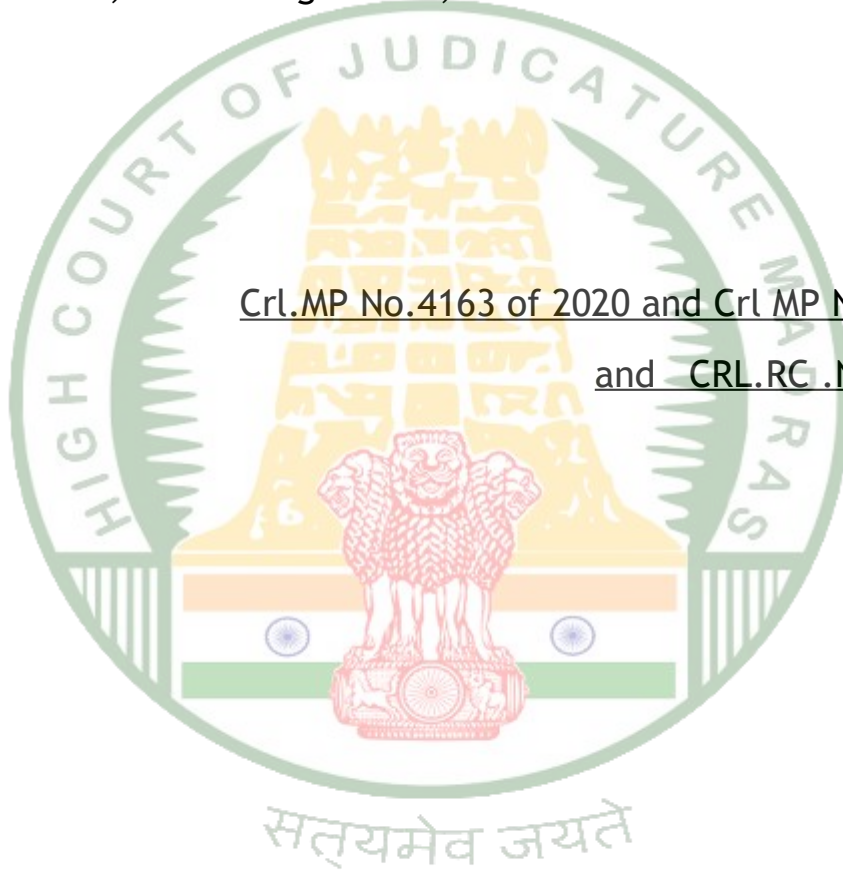
15.06.2020

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N. ANAND VENKATESH, J.,
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To

1. Principal District and Sessions Court
2. Judicial Magistrate I, Mannargudi
3. Public Prosecutor, Madras High Court, Chennai.



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