



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Monday, the Thirteenth day of September Two Thousand and Twenty One

PRESENT

The Hon`ble Mrs.Justice T.KRISHNAVALLI

Crl.M.P(MD)No.6673 of 2021
in
CRL.A(MD)No.127 of 2021

RATHEESH ... PETITIONER/APPELLANT/ACCUSED (SOLE)

Vs

THE STATE REP.BY,
THE INSPECTOR OF POLICE,
ALL WOMEN POLICE STATION, NAGERCOIL,
KANNYAKUMARI DISTRICT. ... RESPONDENT/RESPONDENT/COMPLAINANT

Petition filed praying that in the circumstances stated therein and in the petition filed therewith the High Court may be pleased to relax the condition imposed upon the petitioner by the order dated 14.07.2021 made in Crl.M.P.(MD).No.2059 of 2021 in Crl.A(MD).No.127 of 2021, on the file of this Hon`ble Court.

Prayer in CRL.A(MD)No.127 of 2021:

To call for the records and set aside the judgment dated 11.02.2021 Passed in Special Sessions case No.40 of 2017, on the file of the Special Court for Exclusive Trail of Cases under the POCSO Act, Nagercoil in the interest of justice.

Order : This petition coming up for orders on this day, upon perusing the petition filed in support thereof and upon hearing the arguments of MR.C.MUTHU SARAVANAN, Advocate for the petitioner and of MR.RMS.SETHURAMAN, Counsel for State (Criminal Side) on behalf of the respondent, the court made the following order:-

This petition has been filed to relax the condition imposed on the petitioner in Crl.M.P(MD)No.2059 of 2021 in Crl.A(MD)No.127 of 2021, dated 14.07.2021.

2.The learned counsel for the petitioner submitted that the petitioner has been complying with the condition imposed by this Court in Crl.M.P(MD)No.2059 of 2021 in Crl.A(MD)No.127 of 2021, dated 14.07.2021 regularly and he prayed for relaxation of the said condition.



3.The learned counsel for State Government (Crl.side) appearing for the respondent has strongly opposed to relax the condition.

4.Taking into consideration of the submissions made by both the learned counsel, the condition imposed by this Court in Crl.M.P(MD) No.2059 of 2021 in Crl.A(MD)No.127 of 2021, dated 14.07.2021 is modified to the effect that the petitioner shall appear before the concerned court on the first working day of every month at 10.30 a.m. until further orders. This petition is ordered accordingly.

sd/-
13/09/2021

/ TRUE COPY /

/ /2021
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO

- 1 THE SPECIAL COURT FOR EXCLUSIVE TRAIL OF
CASES UNDER THE POCSO ACT,
NAGERCOIL.
- 2 THE INSPECTOR OF POLICE
ALL WOMEN POLICE STATION, NAGERCOIL,
KANNYAKUMARI DISTRICT.
- 3 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER
IN
Crl.M.P (MD)No.6673 of 2021
in
CRL.A (MD)No.127 of 2021
Date :13/09/2021

VSD
MK/VR/SAR.I/16.09.2021/2P/4C