



CrI.M.P.No.9078 of 2022
in
CrI.A.No.689 of 2022
P.VELMURUGAN, J.

Offence against the accused is under the Pocso Act. The learned counsel appearing for the petitioner would submit that all the witnesses turned hostile.

2.Hostile of any of the witnesses may not be a sole ground to disallow the case of prosecution, especially in the Pocso Act, and there are statutory presumptions available, not like IPC offence.

3.Therefore, this Court is inclined to take up the main Appeal itself after receiving the records and hence, this Court is not inclined to suspend the sentence, since the offence against the accused is under the POCSO Act and accordingly, this Criminal Miscellaneous Petition is dismissed.

26.09.2022
(1/2)

pbn