



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

Tuesday, the Fifteenth day of February Two Thousand and Twenty Two

PRESENT

The Hon`ble Mr.Justice R.SUBRAMANIAN
and
The Hon`ble Mr.Justice N.SATHISH KUMAR

Crl.M.P.(MD) No.2418 of 2022
in
Crl.A.(MD) No.96 of 2021

M.AROCKIYA JERALD

... APPELLANT/1st ACCUSED

Vs

THE STATE REP. BY,
THE INSPECTOR OF POLICE,
DINDIGUL TOWN SOUTH POLICE STATION,
DINDIGUL.
CR.NO.490/2016.

... RESPONDENT/COMPLAINANT

Petition filed praying that in the circumstances stated therein and in the petition filed therewith the High Court may be pleased to suspense the sentence in S.C.no. 64/2018 dated 23/01/2021 on the file of Fast Track Mahila Court till the disposal of the Criminal Appeal.

PRAYER IN CRL A(MD) No.96 of 2021 :

Pleased to call for the records and set aside the order in S.C.No.64 of 2018 on the file of Fast Track Mahila Session Judge, Dindigul, dated on 23.01.2021 and acquitted appellant/accused.

Order : This petition coming up for orders on this day, upon perusing the petition filed in support thereof and upon hearing the arguments of M/S.GUNAEELANMUTHIAH J, Advocate for the petitioner and of MR.S.RAVI, Additional Public Prosecutor on behalf of the Respondent, the court made the following order:-

This criminal miscellaneous petition has been filed by the petitioner/appellant seeking to suspend the substantive sentence of imprisonment imposed on him by the Fast Track Mahila Court, Dindigul, by Judgment dated 23.01.2021 in S.C.No.64 of 2018.

2. Heard Mr.J.Gunaseelan Muthiah, learned counsel for the petitioner and Mr.S.Ravi, learned Additional Public Prosecutor for the State.



3. Considering the heinous nature of crime, we do not think that it will be proper to suspend the sentence. Hence, this petition is dismissed.

4. Registry is directed to post the main appeal for hearing on 21.03.2022. Registry shall prepare the typed set of papers well in advance to enable the counsel to argue the appeal.

sd/-
15/02/2022

/ TRUE COPY /

/ /2022

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

TO

1. THE SESSIONS JUDGE,
FAST TRACK MAHILA COURT, DINDIGUL.
2. THE SUPERINTENDENT,
CENTRAL PRISON, MADURAI.
3. THE INSPECTOR OF POLICE,
DINDIGUL TOWN SOUTH POLICE STATION,
DINDIGUL.
4. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

COPY TO :

1. THE SECTION OFFICER,
CRIMINAL SECTION,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.
2. THE SECTION OFFICER,
T&P SECTION,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER IN
Crl.MP(MD) No.2418 of 2022
in
Crl.A.(MD) No.96 of 2021
Date :15/02/2022

USK/PN/SAR-I/18.02.2022/2P/7C