



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

Tuesday, the Twentieth day of September Two Thousand and Twenty Two

PRESENT

The Hon`ble Mr.Justice G.ILANGO VAN

Crl.M.P.(MD).No.11272 of 2022
in
Crl.A.(MD).No.428 of 2022

K.BALAMURUGARAJA

... PETITIONER/APPELLANT

Vs

1 THE DEPUTY SUPERINTENDENT OF POLICE,
VIRUDHUNAGAR DIVISION,
VIRUDHUNAGAR DISTRICT.

2 THE INSPECTOR OF POLICE
ALL WOMEN POLICE STATION,
VIRUDHUNAGAR DISTRICT.
CRIME NO. 6 OF 2018.

... RESPONDENTS/RESPONDENTS

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 on 13.7.2022 in Crl.MP.(MD).No.7971 of 2022 in Crl.A.(MD).No.428 of 2022.

Prayer in CRL.A.(MD)No.428 of 2022:

To call for the records and set aside the order of conviction and sentence dated 21.06.2022 passed by the Learned Special judge for Trial of Offences under POCSO Act, Virudhunagar District at Srivilliputhur in Spl.S.C.No.31 of 2018 for the charge under Sections 8 and 12 of the POCSO Act to undergo 3 Years Rigorous imprisonment and to pay a fine of Rs.10,000/- and in default to undergo 6 months Simple Imprisonment and to undergo two years Rigorous Imprisonment and to pay a fine of Rs.5,000/- and in default to undergo 6 months Simple Imprisonment respectively with a direction to suffer concurrently and allow this Criminal Appeal in Crl.A(MD)428 of 2022, acquit the Appellant.

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.MICHAEL BHARATHI.M, Advocate for the petitioner and of M/S.S.MANIKANDAN, Government Advocate(Crl.side) on behalf of the Respondents the court made the following order:-



This Criminal Miscellaneous Petition has been filed ax
the condition imposed on the petitioner on 13.07.2022 in Crl.M.P.
(MD).No.7971 of 2021 in Crl.A.(MD).No.428 of 2022.

2.By the above said order, this Court directed the petitioner
to appear before the trial Court daily at 10.30 a.m. until further
orders.

3.The learned Additional Public Prosecutor submitted that the
petitioner has complied the condition before the trial Court
regularly.

4.In view of the submission made by the learned Additional
Public Prosecutor the condition imposed on the petitioner is
modified to the effect that the petitioner shall appear before the
trial Court once in a month i.e., on first working day of every
English Calender month until further orders.

sd/-

20/09/2022

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/09/2022

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

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TO

1 THE SPECIAL JUDGE,
SPECIAL COURT FOR EXCLUSIVE TRIAL OF CASES
UNDER POCSO ACT, VIRUDHUNAGAR AT SRIVILLIPUTHUR.

2 THE DEPUTY SUPERINTENDENT OF POLICE,
VIRUDHUNAGAR DIVISION,
VIRUDHUNAGAR.

3 THE INSPECTOR OF POLICE
ALL WOMEN POLICE STATION,
VIRUDHUNAGAR

4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER

IN

Crl.M.P.(MD).No.11272 of 2022
in

Crl.A.(MD).No.428 of 2022

Date :20/09/2022