



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

Thursday, the Twenty Seventh day of October Two Thousand and
Twenty Two

WEB COPY

PRESENT

The Hon`ble Mr.Justice G.ILANGO VAN

CRL MP(MD) No.12825 of 2022

IN

CRL A(MD)No.365 of 2022

1 PRAVIN @ SILUVAI PRAVINSTON

2 ANTONY SIVA @ SIVA

3 ANTONY KAWASKAR @ KAWASKAR

4 ANTONY VASANTH @ VASANTH

5 KAPIL RAJA @ KAPIL ... PETITIONERS/PETITIONERS/APPELLANTS

Vs

THE STATE REP BY,
THE DEPUTY SUPERINTENDENT OF POLICE,
TIRUCHENDUR POLICE STATION,
THOOTHUKUDI DISTRICT.
CRIME NO. 295 OF 2019

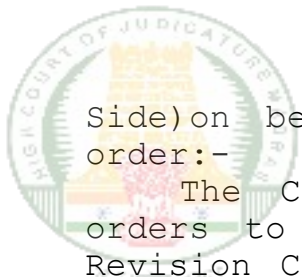
... RESPONDENT/RESPONDENT/COMPLAINANT

Petition filed praying that in the circumstances stated therein and in the petition filed therewith the High Court may be pleased to permit us to appear before the trial court in the 1st working day as directed in Crl M.P (MD) No. 6351 of 2022 in Crl A (MD) No. 365 of 2022 dated 09.06.2022 by condoning our absence on 03.10.2022 pertaining to the case in S.C No. 126 of 2020 on the file of Learned Special Court for Trial of cases under SC ST Act (POA), Thoothukudi.

PRAYER IN CRL A(MD)No. 365 OF 202:

Pleased to all for the records and to allow the appeal by setting aside the impugned Judgment and conviction imposed in S.C.No. 126 of 2020 dated 12.05.2022 by the Learned Special Court for Trial of cases under SC ST Act (POA) Thoothukudi and may be pleased to acquit the appellants/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 and the petitioner not appearing either in person or by
<https://www.mhca.org.in/> and of MR.SS.MADHAVAN, Government Advocate (Criminal



Side)on behalf of the Respondent, the court made the order:-

The Criminal Miscellaneous Petition has been filed seeking orders to condone the delay of 58 days in filing the Criminal Revision Case. This petition has been filed seeking permission of this Court to appear before the trial Court in the 1st working day as directed in Cr.M.P.(MD)No.6351 of 2022 in Crl.A.(MD)No.365 of 2022 dated 09.06.2022 by condoning our absence on 03.10.2022 pertaining to the case in S.C.No.126 of 2020 on the file of the learned Special Court for Trial of Cases Under SC/ST Act(POA), Thoothukudi.

2. There is no representation for the petitioners.

3. Report has been received from the trial Court. It shows that after 01.08.2022, the petitioners have not complied the condition. When the petitioners have not complied the condition, the question of relaxation does not arise. Even as per the petition, they stated that only on 03.10.2022, they did not appear. But, report of the trial Court shows contra facts.

4. In view of the above said discrepancy, this Criminal Miscellaneous Petition is **dismissed**. The petitioners are directed to comply the condition strictly.

sd/-

27/10/2022

/ TRUE COPY /

/12/2022

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

TO

- 1 THE SESSIONS JUDGE
SPECIAL COURT FOR TRIAL CASES UNDER SC ST ACT (POA),
THOOTHUKUDI.
- 2 THE DEPUTY SUPERINTENDENT OF POLICE,
TIRUCHENDUR POLICE STATION
THOOTHUKUDI DISTRICT.
- 3 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER

IN

CRL MP(MD) No.12825 of 2022

IN

CRL A(MD) No.365 of 2022

Date : 27/10/2022

dss

<https://www.mca.gov.in/portal/2022/12/02/3P/4C>