



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

Tuesday, the Thirty First day of January Two Thousand and Twenty
Three

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PRESENT

The Hon`ble Mr.Justice G.ILANGO VAN

CRL MP(MD) No.1570 of 2023

IN

CRL A(MD) No.39 of 2022

N.BALAMURUGAN

... PETITIONER/APPELLANT/SOLE ACCUSED

Vs

State Rep.by
THE INSPECTOR OF POLICE
RAJAPALAYAM SOUTH POLICE STATION,
VIRUDHUNAGAR DISTRICT.
(CRIME NO.760 OF 2017)

... 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 in Crl.M.P.(MD)No.7486 of 2022 in Crl.A.(MD)No.39 of 2022 on 13.07.2022 on the file of this Honble High Court and thus render justice.

Prayer in CRL A(MD)No.39 of 2022 :

To call for the records and set aside the Judgment and Conviction dated 08.12.2021, by the Special Court For Exclusive Trial Of Cases Under Protection Of Children From The Sexual Offences Act, 2012, Virudhunagar At Srivilliputhur in Spl.S.C.No.18 of 2018 and 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.RAJABOOPATHY.D, Advocate for the petitioner and of MR.M.SAKTHI KUMAR, Government Advocate (Crl.Side) on behalf of the Respondent the court made the following order:-

This Criminal Miscellaneous Petition has been filed to relax the condition imposed on the petitioner on 13.07.2022 in Crl.MP(MD) No.7486 of 2022 in Crl.A(MD)No.39 of 2022.

2.On the side of the petitioner, it is stated that the petitioner has been complying the condition regularly and he prayed for relaxation of the said condition.

3.On the side of prosecution, it is stated that the petitioner has been complying the condition regularly.



4. Considering the nature of offence, the condition in the petitioner is modified to the effect that the petitioner shall appear before the trial Court **once in three months** until further orders.

sd/-

31/01/2023

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/02/2023

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

indu

TO

- 1 THE SESSIONS JUDGE,
SPECIAL COURT FOR EXCLUSIVE TRIAL OF CASES UNDER POCSO ACT,
VIRUDHUNAGAR DISTRICT AT SRIVILLIPUTHUR.
- 2 THE SESSIONS JUDICIAL MAGISTRATE, RAJAPALAYAM,
VIRUDHUNAGAR DISTRICT.
- 3 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
VIRUDHUNAGAR DISTRICT AT SRIVILLIPUTHUR.
- 4 THE INSPECTOR OF POLICE, RAJAPALAYAM SOUTH POLICE STATION,
VIRUDHUNAGAR DISTRICT.
- 5 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER

IN

CRL MP(MD) No.1570 of 2023

IN

CRL A(MD) No.39 of 2022

Date :31/01/2023

RS/CG/SAR.3(09.02.2023) 2P-6C