



CRL MP(MD) No.7756 of 2023

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

Tuesday, the First day of August Two Thousand and Twenty Three

PRESENT

The Hon`ble Mr.Justice K.K. RAMAKRISHNAN

CRL MP(MD) No.7756 of 2023

IN

CRL RC(MD) No.541 of 2023

A.SEKAR

... PETITIONER/PETITIONER

Vs

K.BAGAVATHI

... RESPONDENT/RESPONDENT

Criminal Miscellaneous Petition filed praying that in the circumstances stated therein and in the petition filed therewith the High Court may be pleased to suspend the sentence imposed on the petitioner by the judgment passed in Learned Additional District and Sessions Court (Fast Track Court), Nagercoil in Crl.A.50 of 2016 dated 19.01.2023 confirmed the judgment passed by the Judicial Magistrate (Fast Track Court) No.1, Nagercoil in S.T.C.No.259 of 2014 dated 24.05.2016 and enlarge the petitioner on bail till the disposal of the above Criminal Revision Petition.

Prayer in CRL RC(MD). 541/ 2023 :

To call for the records relating to the Judgment passed by the Learned Additional District and Sessions Court (Fast Track Court), Nagercoil in Crl.A.No.50 of 2016 dated 19.01.2023 confirmed the judgment passed by the Learned Judicial Magistrate (Fast Track Court) No.1, Nagercoil in S.T.C.No.259 of 2014 dated 24.05.2016 and set aside the same.

Order : This criminal miscellaneous petition coming up for orders on this day, upon perusing the petition filed in support thereof and upon hearing the arguments of M/S.JEGADEESWARAN.R., Advocate for the petitioner, the court made the following order:-

<https://www.mhc.tn.gov.in/judis>



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On 04.07.2023, this Court passed a detailed order upon recording the petitioner's undertaking through his counsel that he will deposit 25% of the cheque amount before the Judicial Magistrate No.1 (Fast Track Court), Nagercoil, in S.T.C.No.259 of 2014 within a period of four weeks.

2. Today, when the matter was taken up for hearing, without complying the conditional order, the learned counsel for the petitioner seeks an adjournment.

3. In view of the non-compliance of the conditional order passed by this Court on 04.07.2023, the suspension of sentence granted by this Court stands vacated. Accordingly, this Criminal Miscellaneous petition is dismissed.

4. The Jurisdictional police are directed to secure the accused and confine him in prison.

sd/-
01/08/2023

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11/08/2023
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

SBN

To

TO

1 THE ADDITIONAL DISTRICT AND SESSIONS JUDGE
(FAST TRACK COURT), NAGERCOIL.



CRL MP(MD) No.7756 of 2023

2 THE JUDICIAL MAGISTRATE NO.I,
(FAST TRACK COURT), NAGERCOIL.

3 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
KANYAKUMARI DISTRICT AT NAGERCOIL.

4 THE INSPECTOR OF POLICE,
ASARIPALLAM POLICE STATION,
KANYAKUMARI DISTRICT.

5 THE ADDITIONAL PUBLIC PROSECUTOR
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI

+1CC to M/s.J.SULTHAN BASHA, Advocate, SR-11746(I), dated 03.08.2023.

ORDER
IN
CRL MP(MD) No.7756 of 2023
IN
CRL RC(MD) No.541 of 2023
Date :01/08/2023

ED/ /SAR- (11/08/2023) 3P / 7C

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