



CrI.R.C(MD)No.383 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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10.04.2024

CORAM :

THE HONOURABLE MR. JUSTICE K.K.RAMAKRISHNAN

CrI.R.C(MD)No.383 of 2024

Bulton Jesin

.. Petitioner

Vs.

Muthukrishnan

.. Respondent

PRAYER: Criminal Revision filed under Section 397 r/w 401 of the Criminal Procedure Code, to set aside and modify the condition passed in Cr.M.P.No.6132 of 2023 dated 26.09.2023 in CrI.A.No.186 of 2023, on the file of the Principal Sessions Court, Thoothukudi District.

For Petitioner : Mr.S.Muthumalairaja

For Respondents : Mr.C.Jeganathan

ORDER

This Criminal Revision Case has been filed against the order passed in Cr.M.P.No.6132 of 2023 dated 26.09.2023 in CrI.A.No.186 of 2023, on the file of the Principal Sessions Court, Thoothukudi District.



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2. The petitioner is the accused in C.C.No.105 of 2017, on the file of the Fast Track Court, (Magistrate Level), Thoothukudi filed this revision case, challenging the impugned order passed in Cr.M.P.6132 of 2023, by the learned Principal Sessions Judge, Thoothukudi, wherein, the learned trial Judge directed the petitioner to deposit 20% of the cheque amount to suspend the sentence of imprisonment imposed in C.C.No.105 of 2017 by the trial Judge. Aggrieved over the same, the petitioner has filed this criminal revision case before this Court.

3. Today, when the matter is taken up for hearing, the learned counsel for the petitioner on instructions has submitted that the petitioner is ready to deposit the 20% of the cheque amount on or before 25.04.2024 and seeks permission of this Court to direct the appellate Court to dispose of the appeal filed by him within the stipulated time.

4. This Court considered the submission made by the learned counsel appearing for the petitioner and perused the materials available on record.

5. By taking note of the same, this Criminal Revision Case stands allowed with the following directions:



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(i) The substantive sentence of imprisonment and compenation imposed against the petitioner on 28.08.2023 in C.C.No.105 of 2017 on the file of the learned Judicial Magistrate, Fast Track Court (Magisterial Level), Thoothukudi is suspended till the disposal of the appeal in C.A.No.186 of 2023, on the file of the learned Principal Sessions Judge, Thoothukudi, on his executing a bond for Rs.10,000/- along with two sureties each for like sum to the satisfaction of the learned Judicial Magistrate, Fast Track Court (Magistrial Level), Thoothukudi on condition that the petitioner/accused shall deposit 20% of the cheque amount i.e., Rs.1,00,000/-(Rupees One Lakh only) on or before 25.04.2024.

(ii) The learned Principal Sessions Judge, Thoothukudi is hereby directed to dispose the appeal in Crl.A.No.186 of 2023, on or before 15.07.2024.

6. List this case on 29.04.2024 for reporting compliance.

10.04.2024

NCC :Yes/No
Index :Yes/No
Internet :Yes/No
sbn

Note: Issue order copy on 15.04.2024



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To

1. The Fast Track Court,
Magistrial Level, Thoothukudi.
2. The Principal Sessions Court,
Thoothukudi.
3. The Section Officer, Criminal Section,
Madurai Bench of Madras High Court,
Madurai.



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K.K.RAMAKRISHNAN, J.

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