



CRL MP(MD) No.5907 of 2024

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

Wednesday, the Twelfth day of June Two Thousand and Twenty Four

PRESENT

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

CRL MP(MD) No.5907 of 2024

IN

CRL RC(MD)No. 485 of 2024

L.DEVANARAYANAN

... PETITIONER/PETITIONER

Vs

R.MAYALAGU

... 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 pass an order of Exemption for surrender to the petitioner/sole accused against the concurrent finding in Crl.A.No.26/2022 dated 2/4/2024 on the file of the Honble Principal District and Sessions Court,Madurai confirming the Judgment of conviction and sentence passed against the petitioner in STC NO. 135/2016 dated 28.03.2022 on the file of the Hon'ble Judicial Magistrate No.1 (FTC) (Magistrate Level), Madurai of six months Simple Imprisonment and compensation of Rs.1,00,000/- default to undergo further period of two months simple imprisonment Under section 138 of

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



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negotiable instrument act and 255(2) of the Criminal Procedure code, pending disposal of the above criminal Revision on the file of this Hon'ble Court.

Prayer in CRL RC(MD). 485/ 2024 :

To call for the records in Crl A No. 26/2022 dt. 02.04.2024 on the file of the Honble IV Additional Sessions Judge, Madurai confirming the Judgement of conviction and sentence passed against the petitioner in STC No. 135/2016 dt. 28.03.2022 on the file of the Hon'ble Judicial Magistrate No.I (FTC) (Magistrate Level) Madurai and set aside the same as devoid of merits by allowing this Criminal Revision petition.

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.HAJA MOHIDEEN.A, Advocate for the petitioner while admitting the Criminal Revision Case, the court made the following order:-

This Criminal Miscellaneous Petition has been filed to exempt the surrender of the petitioner, pursuant to the sentence imposed by the IV Additional Sessions Judge, Madurai in Crl.A.No.26 of 2022, dated 02.04.2024, whereby confirming the conviction and sentence imposed by the learned Judicial Magistrate No.I, Fast Track Court (Magisterial Level), Madurai, in S.T.C.No.135 of 2016, dated 28.03.2022 pending disposal of the main Criminal Revision Case.

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2. Being satisfied with the reasons stated in the affidavit filed in support of this petition as well as in the memorandum of grounds raised in this petition, this petition is allowed.

sd/-
12/06/2024
/ TRUE COPY /

/06/2024
Sub-Assistant Registrar
(C.S.I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

JBR

TO

- 1 THE IV ADDITIONAL SESSIONS JUDGE, MADURAI.
- 2 THE JUDICIAL MAGISTRATE NO.I,(FTC) MADURAI.
- 3 DO THROUGH:
THE CHIEF JUDICIAL MAGISTRATE,
MADURAI.

ORDER
IN
CRL MP(MD) No.5907 of 2024
IN
CRL RC(MD)No. 485 of 2024
Date :12/06/2024

PKP/VR/SAR /24.06.2024/ 3P/ 4C
Madurai Bench of Madras High Court is issuing certified
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