



CRL MP(MD) No.10745 of 2024

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

Monday, the Fourteenth day of October Two Thousand and Twenty Four

PRESENT

The Hon`ble Mr.Justice G.ILANGO VAN

CRL MP(MD) No.10745 of 2024

in

CRL A(MD) No.361 of 2022

KAMARAJ

... Appellant / Sole Accused

Vs

THE INSPECTOR OF POLICE,
ALL WOMEN POLICE STATION,
PALANI,
DINDIGUL DISTRICT.
(CRIME NO.02 OF 2019.)

... Respondent / Complainant

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 against me and release me on bail pending disposal of the main Criminal Appeal before this Honble Court against the Judgment of the Honble Sessions Judge, Fast Track Mahila Court, Dindigul in special S.C.No.38 of 2019 dated 10.11.2021.

Prayer in CRL A(MD) No.361 of 2022:

To call for the entire records connected with the judgment rendered by the Sessions Judge, Fast Track Court, Dindigul in Special S.C.No.38 of 2019 dated 10.11.2021 and set aside the same and consequently acquit the appellant.



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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.PRAKASH.R, 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:-

Perusal of record shows that when the Criminal Appeal was taken up for hearing, the previous Bench has ordered the matter to be taken up finally with the following observation:

"Post the case on 17.08.2023 at 12.00 Noon finally. No further adjournment shall be granted".

2. On 17.08.2023, it was submitted before this Court that the father of the learned counsel on record died. After that the matter was taken up on 04.09.2023. Thereafter, it was not listed. In the meantime, the present Crl.M.P(MD)No.10745 of 2024 is filed seeking suspension of sentence without complying the direction passed by this Court by order dated 11.08.2023.

3. It is further seen that the earlier application was filed by the petitioner in Crl.M.P.(MD)No.6276 of 2022 was dismissed by order dated 12.07.2022. It is the specific order of this Court to argue the main appeal itself, therefore, it is not proper on the part of the petitioner to seek suspension of sentence once again after change of roster. Therefore, the present application is not maintainable. The petitioner must comply the earlier direction of this Court.



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4. Accordingly, this Criminal Miscellaneous Petition is dismissed.

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sd/-
14/10/2024

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/10/2024

Sub-Assistant Registrar
(C.S.I /II /III /IV)

Madurai Bench of Madras High Court,
Madurai - 625 023.

PNN

To

1.The Sessions Judge,
Fast Track Mahila Court, Dindigul.

2.The Inspector of Police,
All Women Police Station,
Palani, Dindigul District.

3.The Superintendent,
Central Prison, Madurai.

4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

ORDER

IN

CRL MP(MD) No.10745 of 2024

in

CRL A(MD) No.361 of 2022

Date :14/10/2024

ED/ VR /SAR- (22/10/2024) 3P / 5C

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