



CRL MP(MD) No.12786 of 2024

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

Wednesday, the Twenty Seventh day of November Two Thousand and Twenty Four

PRESENT

The HONOURABLE MR. JUSTICE P. VADAMALAI

Crl.M.P.(MD)No.12786 of 2024

in

Crl.R.C.(MD)No.1237 of 2024

K.S.ALPHONSE

... PETITIONER/PETITIONER

Vs

**THE SUB INSPECTOR OF POLICE,
C.C.I.W, POLICE STATION,
NAGERCOIL,
KANYAKUMARI DISTRICT.
CRIME NO.1/99.**

... 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 Exempt from surrender imposed upon the petitioner in C.C.No.66 of 2000 on the file of the Learned Judicial Magistrate No.II, Tirunelveli, Tirunelveli District and by judgment dated 15.03.2006, which had been modified in Crl.A.No.85 of 2006 on the file of the Learned Sessions Judge (Fast Track Mahila Court) Nagercoil, Kanyakumari District vide Judgment dated 04.10.2024 pending disposal of the main Criminal Revision Petition.

Prayer in CRL RC(MD). 1237/ 2024 :

To call for the records and set aside the judgment dated 04.10.2024 in C.A.No.85

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



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of 2006 on the file of the Learned Sessions Judge, (Fast Track Mahila Court), Nagercoil, Kanyakumari District modify the conviction and sentence passed in C.C.No.66 of 2000 on the file of the Learned Judicial Magistrate No.II, Tirunelveli, Tirunelveli District judgment dated 15.03.2005 and acquit the petitioner of the charges.

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 Mr.V.H.S.PRATHAP, Advocate for the petitioner and of Mr.R.M.ANBUNITHI, Additional Public Prosecutor on behalf of the Respondent, While admitting the Criminal Revision Case, the court made the following order:-

In view of the order passed by this Court in Crl.M.P.(MD)No.12785 of 2024, this Criminal Miscellaneous Petition is dismissed.

sd/-
27/11/2024

/ TRUE COPY /

/12/2024
Sub-Assistant Registrar
(C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

MKN
TO
1 THE JUDICIAL MAGISTRATE NO.II,
TIRUNELVELI.

2 DO THROUGH THE CHIEF JUDICIAL
MAGISTRATE, TIRUNELVELI DISTRICT.

3 THE SESSIONS JUDGE, (FAST TRACK MAHILA COURT),
NAGERCOIL,
KANYAKUMARI DISTRICT.



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4 THE SUB INSPECTOR OF POLICE,
C.C.I.W, POLICE STATION,
NAGERCOIL,
KANYAKUMARI DISTRICT.

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

ORDER
IN
Crl.M.P.(MD)No.12786 of 2024
in
Crl.R.C.(MD)No.1237 of 2024
Date :27/11/2024

SA/GSV/SAR. /06.12.2024/3P/6C

Madurai Bench of Madras High Court is issuing certified copies in this format from 17/07/2023.