



WEB COPY

CRL MP(MD) NO. 1058



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 13-11-2025

CORAM

THE HONOURABLE MRS JUSTICE S.SRIMATHY

CRL MP(MD) No. 10585 of 2025

in

CRL OP(MD)No.17062 of 2019

P. Sethuramalingam

Petitioner(s)

Vs

1. S. Periyasami
2. The State of Tamilnadu
Through The Inspector of Police
Rasipuram Police Station
Namakkal District.

Respondent(s)

For Petitioner(s):

Mr.R. Murugappan

For Respondent(s):

Mr.S.S.Manoj
Government Advocate (Crl. Side), for R-2

Prayer:

To direct the Fast Track Court at Magistrate Level, Karur, Karur District to refund the amount of Rs.1,00,000/-, which was deposited by the petitioner to the credit of S.T.C.No.249 of 2016, based on the Honble High Court direction in Crl.O.P.(MD) No.17062 of 2019 dated 21.11.2019 in S.T.C.No.249 of 2016, on the file of the learned Judicial Magistrate No.I, Karur, now as S.T.C.No.187 of 2020, on the file of the Fast Track Court at Magistrate Level, Karur, KarurDistrict.

ORDER



deposited by the petitioner/accused. It is submitted that after a trial, the petition was acquitted in S.T.C. No.187 of 2020 on the file of the Fast Track Court, Magistrate Level, Karur, Karur District.

2. The first respondent has filed a counter affidavit stating that he has preferred an appeal in CrI.A.(MD) No.467 of 2025 before the Hon'ble High Court. He further submitted that since the appeal is pending, withdrawal of the deposit should not be permitted. However, as no order of stay has been granted in the appeal. Hence, the petitioner/accused cannot be prevented from seeking refund of the deposited amount.

3. In view of the same, the Fast Track Court, Magistrate Level, Karur, Karur District, is directed to refund the amount of Rs.1,00,000/- to the petitioner/accused.

4. Accordingly, this petition is allowed, subject to the condition that in the event the appeal succeeds, the petitioner/accused shall repay the said amount of Rs.1,00,000/-.

13-11-2025

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To

The State of Tamilnadu
Through The Inspector of Police
Rasipuram Police Station
Namakkal District.