



Crl.M.P.(MD)No.13156 of 2023

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 21.03.2025

CORAM

THE HONOURABLE MR JUSTICE B.PUGALENDHI

Crl.M.P.(MD)No.13156 of 2023

in Crl.A.(MD)No.842 of 2023

1. Udaiyar,
S/o.Kanthiah Thevar,
Oorchavadi Street,
Sivaramapettai,
Tenkasi District.
2. Karthick,
S/o.Murugan Asari,
South Street,
Sivaramapettai,
Tenkasi District.
3. Selvasudalai @ Selvam,
S/o.Arumuga Mudaliar,
South Street,
Sivaramapettai,
Tenkasi District.

Petitioners

versus

The State Rep. By
The Inspector of Police,
Elathur Police Station,
Tenkasi District.

Respondent



Crl.M.P.(MD)No.13156 of 2023

For Petitioner(s):

Mr.A.Arputharaj
Advocate

For Respondent(s):

Mr.P.Kottaichamy,
Government Advocate (Crl. Side)

ORDER

This petition is filed to suspend the sentence imposed on the petitioners/accused by Judgment dated 07.08.2023 made in S.C.No.648 of 2017 on the file of the Additional District and Sessions Court (FTC), Tenkasi.

2. Today, when this petition is taken up for hearing, the learned Government Advocate (Crl. Side) submits that the sentence imposed on the petitioners was suspended by the trial Court under Section 389(3) Cr.P.C. for a period of 30 days. Thereafter, the petitioners have not surrendered before the trial Court.

3. Since the petitioners/accused have not surrendered before the trial Court, even after completion of 30 days as provided under Section 389(3) Cr.P.C., this Court is not inclined to entertain this petition.



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4. Accordingly, this Criminal Miscellaneous Petition is dismissed. The trial Court shall issue a warrant and direct the respondent Police to secure the petitioners/accused.

sd/-
21/03/2025

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/03/2025
Sub-Assistant Registrar
(C.S.I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

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To

1. The Additional District and Sessions Judge (FTC),
Tenkasi.
2. The Inspector of Police,
Elathur Police Station,
Tenkasi District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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ORDER
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MK/SAR /25.03.2025 4P/4C

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