



WEB COPY



CRL MP(MD) NO. 13973 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 30-01-2025

CORAM

THE HONOURABLE MR JUSTICE M. NIRMAL KUMAR

CRL MP(MD) NO. 13973 of 2024

IN

CRL OP(MD) NO. 22397 OF 2024

Jahafar Ali @ Jahabar Ali

S/o.Meeran Mohideen, No.85G4/6A7, Azad Nagar, 2nd
Street, Velladichi Vilai, Nagercoil, Kanyakumari District. and
3 Others

Petitioner(s)

Vs

The State of Tamil Nadu

Rep by The Inspector of Police, All Women Police Station,
Kanyakumari, Kanyakumari District.
Crime No.8/2021. and another

Respondent(s)

For Petitioner(s):

Mr. B.Micheal Sebastin, Advocate

For Respondent(s):

Mr.E.Antony Sahaya Prabahar for R1

ORDER

Considering the facts and circumstances of the case, the personal appearance of the petitioner in **94 of 2023 on the file of the Additional Mahila Court, Nagercoil** is ordered to be dispensed with, on condition that he shall appear at the time of initial questioning, proceedings under Section 313 of Cr.P.C., and at the time of passing judgment and on the hearings, specifically directed by the trial court. The petitioner is



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further directed to give an undertaking in the form of affidavit that he will be duly represented by a counsel on all hearing dates and that the Counsel representing him will cross examine the prosecution witnesses on the same day he is examined in chief. The petitioner shall not dispute the identity of the witnesses. The petitioner shall appear before the Court in the event their presence is insisted by the trial judge for the purpose of identification. If the petitioners adopt any dilatorily tactics, it is open to the Trial Court to insist for their appearance and deal with the petitioner in accordance with the judgment of Supreme Court of India, *in State of Uttar Pradesh Vs. Shambunath Singh*, reported in 2001 (4) SCC 667.

sd/-
30/01/2025

/ TRUE COPY /

/02/2025
Sub-Assistant Registrar (C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

AAV

TO

- 1 THE ADDITIONAL MAHILA JUDGE,
NAGERCOIL, KANYAKUMARI DISTRICT.
- 2 THE INSPECTOR OF POLICE,
ALL WOMEN POLICE STATION,
KANYAKUMARI,
KANYAKUMARI DISTRICT.



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

ORDER
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Date :30/01/2025

SS/VR/SAR- /12/02/2025/ 3P/4C

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