WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 16.11.2026

CORAM

THE HON'BLE MR. JUSTICE A.D.JAGADISH CHANDIRA

AND

THE HON'BLE MR. JUSTICE B.KARTHIKEYAN

Crl.M.P.No.21776 of 2026
in
Crl.A.SR.No.71455 of 2026

Rathish

..Petitioner(s)

Vs.

State rep. by the Inspector of Police,
Perur Police Station,
Coimbatore District.
(Crime No.1065 of 2020)

..Respondent(s)

Prayer: Criminal Miscellaneous Petition filed under Section 5 of the Limitation Act, seeking to condone the delay of 1,224 days to file an appeal against the judgment dated 21.04.2023 passed in Spl.C.C.No.103 of 2020 on the file Principal Special Court for exclusive trial of cases under POCSO Act, Coimbatore.

For Petitioner(s) : Mr.P.Saravanan

For Respondent(s) : Mr.C.R.Malarvannan,
Additional Public Prosecutor

ORDER

(Made by A.D.JAGADISH CHANDIRA, J.)

This Criminal Miscellaneous Petition has been filed seeking to condone the delay of 1,224 days in filing the Criminal Appeal against the judgment dated

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

WEB COPY

21.04.2023 passed in Spl.C.C.No.103 of 2020 by the learned Sessions Judge, Principal Special Court for Exclusive Trial of Cases under the POCSO Act, Coimbatore.

2. Learned counsel for the petitioner submitted that the petitioner is the sole accused and had nobody to support him. It is further submitted that only recently, one of his relatives helped him raise the necessary funds to file this appeal, which resulted in the delay of 1,224 days.

3. Taking into consideration the submissions made by the learned counsel for the petitioner and being satisfied with the reasons assigned in the affidavit filed in support of this petition, this Court is inclined to afford the petitioner an opportunity to contest his conviction. Accordingly, this petition stands **allowed**, and the delay of 1,224 days in filing the appeal is hereby condoned.

4. Registry is directed to number the Criminal Appeal, if it is otherwise in order, and list the matter for admission in the usual course.

5. Registry is further directed to call for a report from the District Legal Services Authority, Coimbatore, as to why free legal aid was not rendered to the petitioner within the prescribed time.

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

WEB COPY

6. For filing the said report, post the matter after two (2) weeks.

(A.D.J.C., J.) (B.K., J.)
16.11.2026

skt

To:

1. The Sessions Judge,
Principal Special Court for exclusive trial of cases under POCSO Act,
Coimbatore.

2. The Superintendent of Central Prison,
Coimbatore.

3. The Inspector of Police,
Perur Police Station,
Coimbatore District.

4. The Public Prosecutor,
Madras High Court.

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

WEB COPY

A.D.JAGADISH CHANDIRA, J.
AND
B.KARTHIKEYAN, J.

skt

Crl.M.P.No.21776 of 2026
in
Crl.A.SR.No.71455 of 2026

16.11.2026

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