

ITEM NO.33 COURT NO.7 SECTION II-C OUT TODAY

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

SPECIAL LEAVE PETITION (CRIMINAL) Diary No(s). 24601/2019

(Arising out of impugned final judgment and order dated 06-02-2018 in CRL.R.C. (MD) No. 854/2017 passed by the High Court of Judicature At Madras At Madurai)

R. MANIMEHALAI Petitioner(s)

VERSUS

BANUMATHI Respondent(s)

(FOR ADMISSION and INTERIM RELIEF and
IA No.111197/2019-CONDONATION OF DELAY IN FILING and
IA No.111198/2019-EXEMPTION FROM FILING O.T.)

Date : 05-08-2019 This petition was called on for hearing today.

CORAM :

HON'BLE MRS. JUSTICE R. BANUMATHI
HON'BLE MR. JUSTICE A.S. BOPANNA

For Petitioner(s) Mr. Rajeev Maheshwaranand Roy, AOR
Mr. P. Srinivasan, Adv.

For Respondent(s)

UPON hearing the counsel the Court made the following

O R D E R

Since the petitioner is in jail, delay of 425 days in filing the special leave petition is condoned.

Mr. Rajeev Maheshwaranand Roy, learned counsel appearing for the petitioner, has submitted that the petitioner has been convicted under Section 138 of the Negotiable Instrument Act. As per the custody certificate the petitioner has been undergoing the sentence from 26.06.2019.

Having regard to the submission of learned counsel for the petitioner and considering the period of sentence which the

petitioner has undergone and the other facts and circumstances of the case, the following order is passed even before the issuance of notice and service of the same upon the respondent:

(i) The sentence of imprisonment imposed upon the petitioner is suspended and she is ordered to be released from custody on condition that the petitioner should execute bail bonds for a sum of Rs.25,000/- with one surety of the like amount to the satisfaction of the Trial Court.

(ii) The petitioner-accused shall deposit a sum of Rs.3,00,000/- before the concerned Trial Court within a period of six weeks from today.

Issue notice.

(MAHABIR SINGH)
COURT MASTER

(NISHA TRIPATHI)
BRANCH OFFICER