

IN THE COURT OF THE PRINCIPAL DISTRICT AND SESSIONS JUDGE,
PRINCIPAL DISTRICT AND SESSIONS COURT, KANCHEEPURAM.

PRESENT: Tmt. Deepthi Arivunithi, M.L.,
Principal District and Sessions Judge,
Principal District and Sessions Court,
Kancheepuram.

Friday the 27th day of February 2026

Crl.M.P. No.684/2025
D.V.C.No.8/2022

Dr. K. Devarajan

...Petitioner/ Appellant

//Vs//

N. Santhana Nangai

.... Respondent/Respondent

This petition came up before me for final hearing on 12.02.2026 in the presence of M/s.R. Raghunath and R. Vandhana Gayathri, Counsels appearing for the petitioner and M/s. N. Sathish and J. Bindhu, Counsels for respondent and upon hearing the arguments of both sides, and upon perusing the entire records, having stood over for consideration till this date, this Court passed the following.

ORDER

Petition filed to condone the delay of 60 days in filing the present Criminal Appeal.

2. The learned counsel for the petitioner/appellant would state that the petitioner sustained left leg injury due to a fall from the vehicle and was admitted in St. Isabel Hospital for treatment. Since he suffered a compound fracture on the left leg lower bone, he was undergoing treatment. Thereafter, due to further

complications, he was admitted to Trichi SRM Medical College Hospital and was diagnosed with Leg (R) Chronic Osteomyelitis/T2DM due to knee amputation and revision amputation. Hence, he was not in a position to contact his counsel, due to which there is a delay of 60 days in filing the appeal. Hence, that the delay be condoned.

3. The learned counsel for the respondent would state that the petitioner/accused has been acting in a deliberate manner to deny the reliefs awarded by the trial court to the respondent. She would state that various reliefs were granted to the respondent by the trial court including the relief of interim maintenance. While so, the petitioner has not paid even a single pie till date and has made the respondent go from pillar to post and has filed multiple cases to ensure that no money is paid to the respondent. She would place reliance on the decision in Mukesh Jain Vs. Koushalya CRP(PD) No.3059/2024 dated 02.09.2024 and would state in the event, this court finds that the delay to be condoned, the petitioner be directed to deposit at least 50% of the compensation amount awarded to her under the impugned order.

4. Upon hearing both sides and having perused the materials on record, this court finds as follows. The present petition is filed to condone the delay of 60 days in filing the Criminal Appeal against the impugned order dated 19.12.2024 in D.V.C.No.8/2022. The reasons stated is that the petitioner suffered from leg fracture and was consequently admitted for treatment, due to which he was unable to contact his counsel in time to file the appeal. It is seen that the order was passed on

19.12.2024. However, the learned counsel for the respondent would state that no maintenance amount was paid to the respondent till date. Hence, in order to balance the interest of both parties and in order to provide an opportunity to the petitioner to contest the appeal on merits, this court is inclined to allow this petition on condition.

5. In result, this petition is allowed on condition that 50% of the interim maintenance amount awarded under the impugned order calculated from 01.04.2025 till February 2026 which amounts to Rs.2,75,000/- be deposited into court on order before 26.03.2026. For compliance of condition call on 27.03.2026.

//This order has been partly dictated by me to the Steno-typist transcribed and typed by her in computer, corrected and pronounced by me in the open Court on this Friday the 27th day of February 2026.//

Principal District and Sessions Judge,
Principal District and Sessions Court ,
Kancheepuram.

Exhibits and Witnesses
on both sides: NIL

Principal District and Sessions Judge,
Principal District and Sessions Court ,
Kancheepuram.

Draft/Fair Order

Crl.M.P.No. 684/2025

in DVC.No. 8/2022

Dt. 27.02.2026

Prl.District & Sessions Court,
Kancheepuram.

