

IN THE COURT OF THE PRINCIPAL SESSIONS JUDGE,
TIRUVANNAMALAI.

PRESENT: Thiru. **P.Mathusuthanan**, B.A., B.L.,
Principal Sessions Judge,
Tiruvannamalai.

Monday, the 30th day of March - 2026

CRIMINAL APPEAL No.21/2025
CNR.No.TNTM01-0001240-2025

Name of the Trial Court	: Judicial Magistrate, Fast Track Court, Tiruvannamalai.
Trial Court Case Number	: C.C.No.36/2020
Criminal Appeal Number	: C.A.No.21/2025
Appellant name and address	: Anandraj (a) Peter S/o.Rajaram, residing at No.6/4, Anna Salai, Tindivanam Road, Tiruvannamalai.
Respondent Name	: Ramachandran, S/o.Samikannu, residing at No.37, Navakarai, Tiruvannamalai Town.
Order of the trial Court	: The trial court has allowed the petition.
Order of the Appellant Court	: In fine , the Criminal Appeal is dismissed as the charge against the appellant is abated owing to his death. In view of the memo filed by the counsel appearing for the respondent along with death certificate of appellant the respondent is hereby permitted to withdraw the Rs.1,00,000/- deposited by the appellant in M.P.No.3/2025 which is lying in the credit of the C.C.No.36/2020 on the file of Judicial Magistrate, Fast Track Court, Tiruvannamalai.

Presentation 12.03.2025, 14.03.2025
Filing 18.03.2025
Hearing 30.03.2026

This Criminal Appeal came up before me for final hearing today (30.03.2026) in the presence of Thiru.**A.Parthiban**, Learned Advocate appearing for the appellant and Thiru. **J.Balraj**, Learned Advocate appearing for the respondent and upon perusing the records and having stood over for consideration till this day, this court pronounced the following:

JUDGMENT

This Criminal Appeal is filed by the Appellant / Accused to set aside the judgment delivered by the Judicial Magistrate, Fast Track Court (Magistrate Level), Tiruvannamalai in C.C.No.36/2020, dated 28.03.2022 and allow this appeal.

2) The Appellant/accused herein has filed the appeal as against the impugned Judgment of the trial court in C.C.No.36/2020, sentencing him to undergo Simple imprisonment for 1 year and to pay a sum of Rs.3,00,000/- as compensation. It is further noted that in the petition filed u/s.430(1) of BNSS for suspension of sentence, this court on condition of deposit of Rs.1,00,000/- (towards the part of the compensation amount) allowed the application. Thus,

on such deposit, the said amount of Rs.1,00,000/- remain in the credit of the Judicial Magistrate, Fast Track Court, Tiruvannamalai in C.C.No.36/2020. It is further noted that in such a circumstance, the respondent herein filed a memo along with death certificate of appellant stating that appellant was died. Hence, he may be permitted to withdraw a sum of Rs.1,00,000/- deposited by the deceased appellant in the credit of C.C.No.36/2020 before the Judicial Magistrate, Fast Track Court, Tiruvannamalai. Memo recorded. It is not in dispute that the appellant herein has been sentenced to undergo 1 year Simple imprisonment by the impugned order of the trial court and also he had been directed to pay a compensation of Rs.3,00,000/- u/s.357(3) of Cr.P.C to the respondent herein. In such a circumstance, since pending Appeal, the appellant died, the case against him is abated. However, so far as the compensation ordered by the trial court that remains in the Judicial Magistrate Court Account is concern, since nothing survive to challenge the said compensation already ordered by the learned Judicial Magistrate and thus, since the impugned order of the trial court in this regard, remains unchallenged on account of he demise of appellant, the entitlement of the respondent to claim the said amount deposited by the appellant towards the part of compensation on the conditional order of this court, cannot be questioned in view of Sec.357(3) of Cr.P.C. Hence, this court deem appropriate to permit the respondent herein to withdraw a sum of

Rs.1,00,000/- already deposited by the appellant herein as per order of this court in M.P.No.3/2025.

In fine, the Criminal Appeal is dismissed as the charge against the appellant abated owing to his death. In view of the memo filed by the counsel appearing for the respondent along with death certificate of appellant the respondent is hereby permitted to withdraw the Rs.1,00,000/- deposited by the appellant in M.P.No.3/2025, which is lying in the credit of the C.C.No.36/2020 on the file of Judicial Magistrate, Fast Track Court, Tiruvannamalai.

Pronounced by me in open court, on this, the 30th day of March 2026.

**Principal District Judge
Tiruvannamalai.**