

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE P.D.RAJAN

MONDAY, THE 3RD DAY OF AUGUST 2015/12TH SRAVANA, 1937

CRL.A.No. 762 of 2006 ()

AGAINST THE JUDGMENT IN CC 91/2004 of C.J.M., THODUPUZHA DATED

APPELLANT/COMPLAINANT::

K.K. BASHEER,
KALIKUZHACKAL HOUSE, KAITHAKODE, VENGALLOOR P.O.
THODUPUZHA.

BY ADVS.SRI.B.RAMAN PILLAI
SRI.GEORGE PHILIP
SRI.R.ANIL
SRI.RAJU RADHAKRISHNAN
SRI.DELVIN JACOB MATHEWS

RESPONDENT(S)/ACCUSED AND STATE::

1. RASHEED,
NAHA MANSIL (H), WOODEN FURNITURE MERCHANT
NEAR SUHARA SAW MILL, CHARUMODU P.O.

2. STATE, REP.BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PP SMT SEENA RAMAKRISHNAN

THIS CRIMINAL APPEAL HAVING BEEN FINALLY HEARD ON 03-08-
2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

P.D.RAJAN, J

.....
Crl. A.No.762 of 2006

.....
Dated 3rd August, 2015

JUDGMENT

This appeal is preferred against the judgment in C.C.No.91 of 2004 of Chief Judicial Magistrate, Thodupuzha. The complainant filed the above case in the trial court under Section 138 of N.I.Act. The trial court after examining PW1 and admitting Ext.P1 to P5 and the evidence of DW1 to DW3 and Ext.D5 acquitted the accused under Section 255(1)Cr.P.C. Against that, this appeal is preferred. Leave granted. After that this court directed the appellant to take steps against R1, even after specific directions on several occasion, it was not complied. On 16.7.2015, learned counsel appearing for the appellant submitted that he will take steps within two weeks and two weeks time was granted on 16.7.2015. No further steps have been taken even after the assurance made by the counsel. In the circumstances, this appeal is dismissed for non prosecution.

P.D. RAJAN, JUDGE.

acd