

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE P.D.RAJAN

TUESDAY, THE 28TH DAY OF JULY 2015/6TH SRAVANA, 1937

CRL.A.No. 2298 of 2006 ()

AGAINST THE JUDGMENT IN CC 66/2000 of J.M.F.C.-II, HARIPAD DATED 03-05-2006

AGAINST THE JUDGMENT IN CrI.L.P. 512/2006 of HIGH COURT OF KERALA DATED 07-11-2006

APPELLANT/COMPLAINANT::

R. VASU, S/O.KUNJURAMAN,
PROPRIETOR S.N. THEATRE, HARIPAD
PATTAKULANGAR MADATHIL, THULAPPARAMPU, THEKKUM MURIYIL
HARIPAD VILLAGE.

BY ADV. SRI.R.REJI

RESPONDENT(S)/STATE & ACCUSED::

1. STATE OF KERALA, REPRESENTED BY
THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA
ERNAKULAM.

2. TAJ RELEASE, ERNAKULAM.

3. JAMAL, MANAGING PARTNER,
TAJ RELEASE, AMAL COMPLEX, C.P. UMMER ROAD
ERNAKULAM, COCHIN-35.

4. VINOD @ VIVEK, PARTNSER,
TAJ RELEASE, DO. DO.

BY PP SMT SEENA RAMAKRISHNAN

THIS CRIMINAL APPEAL HAVING BEEN FINALLY HEARD ON 28-07-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

P.D.RAJAN, J

.....
Crl. A.No. 2298 of 2006
.....

Dated 28th July, 2015

JUDGMENT

This appeal is preferred against the judgment of acquittal in C.C.No.66 of 2000 of Judicial First Class Magistrate -II, Haripad which was filed under Section 138 of N.I.Act. After trial, the accused in the above case was acquitted by the trial court. Against that, appellant preferred this appeal obtaining special leave. After admission, this court directed the appellant to give notice to respondents 2 to 4. On 21.8.2012, notice was issued to respondents 2 to 4 through C.I of Police, Ernakulam North in which it is reported that the firm is not working in that place and the parties could not be traced out. After that information, this court directed the appellant to furnish the correct address of respondents 2 to 4 and to give notice to them. No attempt was made by the appellant so far and he is not interested in prosecuting the matter even after directions issued on 5.12.2012. In the circumstances, this appeal is dismissed for non prosecution.

P.D.RAJAN, JUDGE

lgk