

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 18.06.2015

Coram

THE HONOURABLE MR. JUSTICE B. RAJENDRAN

Crl.Revision Case No.1298 of 2008

K.Raghupathy

.. Petitioner

vs

P.Kathiravan

.. Respondent

Revision Petition filed under Sections 397 read with Sec. 401 of Cr.P.C. against the judgment dated 01.09.2008 passed by the learned I Additional Sessions Judge, Erode in C.A.No.101 of 2008 confirming the order dated 12.03.2008 passed by the learned Judicial Magistrate No.III, Erode in C.C.No.254 of 2007.

For Petitioner : Mr.C.S.Saravanan
For Respondent : Service awaited

ORDER

When the matter is taken up today, the learned counsel appearing for the petitioner fairly submitted that though he sent communication to his client, neither he replied to his letter nor he has turned up. Thereafter, when he enquired about the same with his lower Court counter part, he was informed that the respondent/complainant has received the amount due and payable by the petitioner/accused and the parties have settled the matter among themselves. However, they have neither informed this Court nor the counsel.

2. A perusal of the records would go to show that the matter has been pending from the year 2008 and the notice has not yet been served on the respondent/complainant.

3. Hence, recording the submission made by the learned counsel for the petitioner that the matter has been settled among the parties themselves, no further order is necessary in this Criminal Revision Case. Accordingly, the same is closed. Further it is also made clear that if the petitioner submits any compounding application,

the Court below may suspend the sentence of the petitioner/accused, after verifying the settlement entered into between the parties. as no compounding application has been filed before this Court.

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 18.06.2015

Coram

THE HONOURABLE MR. JUSTICE B. RAJENDRAN

Crl.Revision Case No.1298 of 2008

K.Raghupathy .. Petitioner

vs

P.Kathiravan ... Respondent

Revision Petition filed under Sections 397 read with Sec. 401 of Cr.P.C. against the judgment dated 01.09.2008 passed by the learned I Additional Sessions Judge, Erode in C.A.No.101 of 2008 confirming the order dated 12.03.2008 passed by the learned Judicial Magistrate No.III, Erode in C.C.No.254 of 2007.

For Petitioner : Mr.C.S.Saravanan
For Respondent : Service awaited

ORDER

When the matter is taken up today, the learned counsel appearing for the petitioner fairly submitted that though he sent communication to his client, neither he replied to his letter nor he has turned up. Thereafter, when he enquired about the same with his lower Court counter part, he was informed that the respondent/complainant has received the amount due and payable by the petitioner/accused and the parties have settled the matter among themselves. However, they have neither informed this Court nor the counsel.

2. A perusal of the records would go to show that the matter has been pending from the year 2008 and the notice has not yet been served on the respondent/complainant.

3. Hence, recording the submission made by the learned counsel for the petitioner that the matter has been settled among the parties themselves, no further order is necessary in this Criminal Revision Case. Accordingly, the same is closed. Further it is also made clear that if the petitioner submits any compounding application,

the Court below may suspend the sentence of the petitioner/accused, after verifying the settlement entered into between the parties. as no compounding application has been filed before this Court.

VJ2

s/d-
Assistant Registrar

True Copy

Sub-Assistant Registrar

To

1. The I Additional Sessions Judge, Erode
2. The Judicial Magistrate No.III, Erode
3. The Public Prosecutor, Madras

rj(co)
prk1/7

Crl.R.C.No.1298 of 2008



WEB COPY