

THE HON'BLE SRI JUSTICE C. PRAVEEN KUMAR

CRIMINAL REVISION CASE No. 132 of 2015

JUDGMENT:-

Aggrieved by the order dated 03.12.2014 passed by the learned I Additional Assistant Sessions Judge, Ranga Reddy at L.B. Nagar in CrI.M.P.No.939 of 2014 in S.C.No.506 of 2013, the present Criminal Revision Case is filed under Sections 397 and 401 Cr.P.C.

The facts in issue are as under:

A charge sheet came to the filed against the petitioners/A.1 to A.3 for an offence punishable under Section 306 IPC. After committal the same is numbered as S.C.No.506 of 2013 on the file of the I Additional Assistant Sessions Judge, Ranga Reddy at L.B.Nagar. The gist of the allegations in the charge sheet show that the deceased by name Akurathi Panakalu @ Rajkiran, S/o Venkata Narasimha Rao with his partners namely Jayaram and M. Vasudeva Chary (A.1) was running Pravah Laboratories Private Limited at Vangapally near Yadagirigutta since last 4 ½ years. Thereafter, A.2 joined as partner of the said company. Six months prior to the date of incident, A.1 and A.2 along with A.3, who was working as an accountant in the company, are alleged to have started blaming the deceased on the pretext that he has committed fraud. The accused are also alleged to have threatened the deceased to leave the company as they do not want him to continue as Chairman of the company. On 24.02.2011 the accused conducted a Board Meeting at Swagath Hotel, Kukatpally where

also the accused are alleged to have insulted the deceased. Unable to bear the same, on 25.02.2011 at 4.00 p.m. the deceased attempted to commit suicide by hanging to a ceiling fan by drafting a suicide note. Basing on these allegations, the police filed the charge sheet.

During the course of trial, the prosecution moved an application vide CrI.M.P.No.939 of 2014 under Section 242(2) Cr.P.C. seeking to receive and mark certain documents. A counter came to be filed by the accused opposing the said application stating that the documents sought to be marked are irrelevant to decide the case on hand and, as such, the same cannot be brought on record.

After considering the rival contentions, the trial Court allowed the application holding that if the documents are received by the Court, no prejudice will be caused to the complainant. Challenging the same, the present revision is filed.

The learned counsel for the petitioners reiterates the contents of the counter. The learned Public Prosecutor opposed the revision urging that bringing of the documents on record does not in any way prejudice the petitioners.

The material placed before the Court would show that the documents sought to be marked are 27 in number. These documents are with regard to the convocations, minutes of the Board Meetings, E-mails exchanged amongst the accused, etc. At this stage, it is not proper to comment on the relevancy of the said documents for deciding the issue involved. If the

documents are irrelevant, the petitioners have every opportunity to object the same at appropriate time. Therefore, the argument of the learned counsel for the petitioners that the documents are irrelevant, cannot be accepted at this stage.

Accordingly, the Criminal Revision Case is dismissed leaving it open to the petitioners to raise objections at appropriate time and the trial Court shall take into consideration the objection raised while deciding the case.

Consequently, miscellaneous petitions, if any, pending in the criminal revision case shall also stand dismissed.

C. PRAVEEN KUMAR, J

6th February, 2015
cbs

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