

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 19.07.2016

CORAM

THE HONOURABLE MR. JUSTICE R.SUBBIAH

Criminal Appeal No.480 of 2009
and
M.P.No.1 of 2009

Saminathan

... Appellant/A1

Vs.

The State represented by
Deputy Superintendent of Police,
Komaralingam Police Station,
Tiruppur District. Respondent/Complainant

Criminal appeal has been filed as against the judgment and conviction made in S.C.No.43 of 2008 dated 17.7.2009 on the file of the Principal Sessions Court and Special Court at Coimbatore.

For Appellant : Mr.M.N.Balakrishnan

For Respondent : Mr.P.Govindarajan,
Additional Public Prosecutor

JUDGMENT

Appellant is the accused No.1 in S.C.No.43 of 2008 on the file of the learned Principal District and Sessions Judge and Special Judge, Coimbatore. By the Judgment dated 17.7.2009, the learned Principal District and Sessions Judge and Special Judge, Coimbatore, convicted the Appellant / Accused No.1 under Section 3(1)(x) of the SC and ST Act and sentenced him to undergo six months rigorous imprisonment and imposed a fine of Rs.1,000/-, in default, to undergo one month rigorous imprisonment and convicted him under Section 324 I.P.C. (2 counts) and sentenced him to undergo six months rigorous imprisonment each and imposed a fine of Rs.1,500/- each, in default, to undergo one month rigorous imprisonment. Aggrieved over the said conviction, the Appellant / Accused No.1 has preferred this appeal.

2. Today, when the appeal was taken up for hearing, it is represented that the Appellant / Accused No.1 had died. Death Certificate of the Appellant / Accused No.1 issued by the Coimbatore City Municipal Corporation has also been produced before this Court stating that the Appellant / Accused No.1 died on 8.8.2014.

3. Therefore, this appeal is dismissed as abated on the death of the Appellant / Accused No.1. Consequently, connected miscellaneous petition is closed.

Sd/-
Assistant Registrar(CS V)

//True Copy//

Sub Assistant Registrar

sbi

To

1. The Principal District and Sessions Judge and Special Judge, Coimbatore.
2. The Judicial Magistrate No.I, Udumalpet.
3. Do- Through The Chief Judicial Magistrate, Coimbatore.
4. The Deputy Superintendent of Police, Komaralingam Police Station, Tiruppur District.
5. The Public Prosecutor, High Court, Madras.

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CrI.A.No.480 of 2009

BVR(CO)
CA(05/08/2016)