

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 25.01.2016

CORAM

THE HONOURABLE MR. JUSTICE C.T.SELVAM

Crl.R.C.No.100 of 2016

and

Crl.M.P.No.695 of 2016

State represented by

1.The Inspector of Police,
Civil Supplies C.I.D.,
Cuddalore Wing,
Cuddalore.
Crime No.328 of 2013

2.The District Revenue Officer,
Villupuram. Petitioners/Appellants

vs

S.P.K.Umachandrani Respondent/Respondent

Criminal Revision filed under section 397 r/w 401 of the
Code of Criminal Procedure, against the judgment of learned
Principal Sessions Judge, Viullupuram, passed in Crl.A.No.16 of
2014 on 21.01.2015.

For Petitioners: Mr.C.Iyyapparaj
Government Advocate [Crl.side]

सत्यमेव जयते

O R D E R

WEB COPY

This revision arises against the judgment of learned
Principal Sessions Judge, Viullupuram, passed in Crl.A.No.16 of
2014 on 21.01.2015.

2. Respondent has preferred Crl.A.No.16 of 2014 u/s.6-C of
Essential Commodities Act, 1955, challenging the order of the
second petitioner viz., the District Revenue Officer,
Villupuram, confiscating 12000 litres of diesel belonging to the
respondent vide proceedings in Na.Ka.K5/31/454/2013 dated

24.03.2014. The Court below, under orders dated 21.01.2015, allowed such appeal. There against, State has preferred the present revision.

3. Heard learned Government Advocate [Crl.side].

4. On a perusal of the judgment under challenge, this Court finds that amidst other reasons, the Court below rightly has observed that confiscation and seizure has been effected by the Inspector of Police, who has no power under Rule 7 of the Motor Spirit High Speed Diesel (regulation of supply, distribution and prevention of malpractices order 2005) to do so. This Court finds no error in the judgment under challenge.

This Criminal Revision shall stand dismissed. Consequently, connected miscellaneous petition is closed.

-s/d-

Assistant Registrar(CSV)

True Copy

Sub-Assistant Registrar

gm

To

The Principal Sessions Judge,
Viullupuram.

Cr1.R.C.No.100 of 2016

mg(co)
aa10/02/2016

सत्यमेव जयते

WEB COPY