

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 23.06.2017

CORAM

THE HONOURABLE MR.JUSTICE N.SATHISH KUMAR

Crl.R.C. No.971 of 2012

Meerashakki

.. Petitioner

Vs

M/s. Pinnacle Data
A Partnership Firm
No.263 & 264, 2nd Main Road,
Nehru Nagar, Kottivakkam
Chennai-600 096.
Rep by its managing partnership
Mr.Nagarajan

.. Respondent

Prayer: The Criminal Revision Petition filed under Sections 397 and 401 of the Criminal Procedure Code, to set aside the order dated 26.07.2012 in Crl.M.P.No.4011/2012 in C.C.No.5430/2011 pending on the file of the XI Metropolitan Magistrate, Saidapet, Chennai-15.

For Petitioner : No Appearance

O R D E R

There is no representation for the petitioner for several hearings. The notice has not been served on the respondent from the year 2014. Hence, the conduct of the petitioner clearly shows that he is not interested to proceed with the trial in C.C.No.5430 of 2011 and want stall the proceedings.

2. On a perusal of the order under challenge shows that the chief examination of P.W.1 has been completed and the cross examination is also almost over. At the fag end of the cross examination, an application has been filed under section 45 of the Indian Evidence Act seeking the aid of expert to examine Ex.P.3 to unearth the alleged forgery and the same has been negatived by the trial court. As against which, the present revision has been filed.

3. A perusal of the adjudication in this case clearly shows that notice itself has not been served on the respondent from the year 2014 and this fact clearly shows that the petitioner is not interested to prosecute this case and only to stall the proceedings before the trial court, this revision has been

filed. Hence, this Court does not find any merits in this revision and the same is liable to be dismissed.

4. Accordingly, this Criminal Revision Case is dismissed. The trial Court shall proceed with the case and dispose of the case in C.C.No.5430 of 2011 within a period of three months from the date of the receipt of a copy of this Order.

Sd/-
Asst.Registrar (CS V)

/true copy/

Sub Asst. Registrar

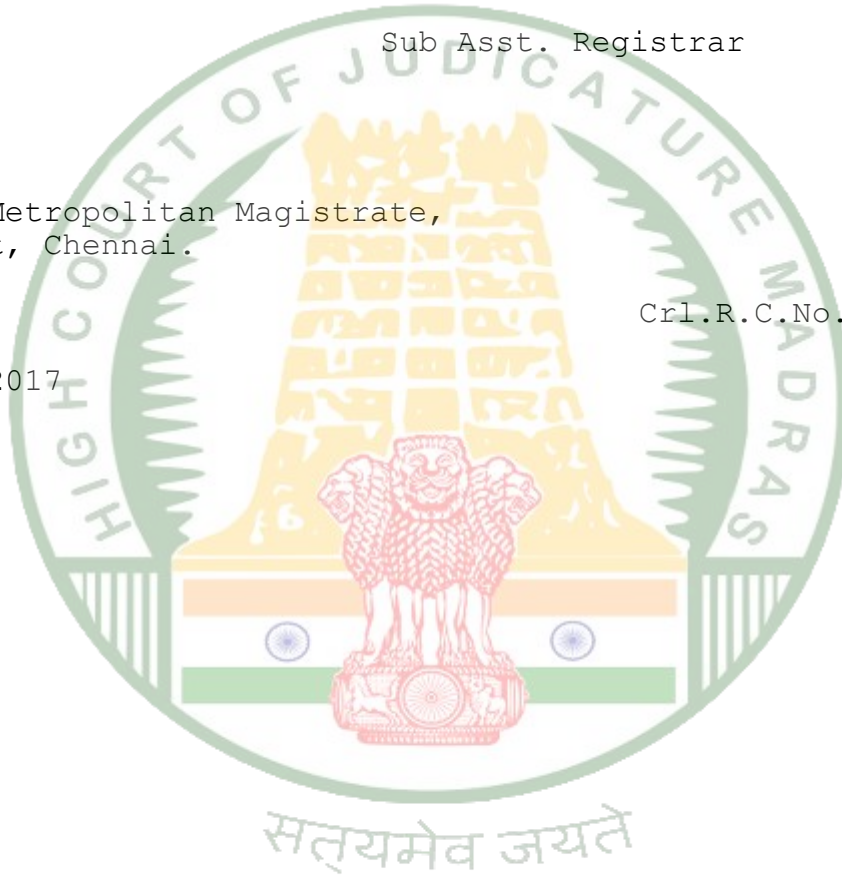
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To:

1.The XI Metropolitan Magistrate,
Saidapet, Chennai.

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NR 18/07/2017



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