

THE HON'BLE SRI JUSTICE A. SHANKAR NARAYANA

Criminal Revision Case No.1340 of 2007

ORDER:

The learned counsel for the revision petitioner would submit that the petitioner is no more, and, therefore, the present Criminal Revision Case stands abated. In fact, the petitioner/accused was convicted under Section 255 (2) of Criminal Procedure Code (for short, 'Cr.P.C.') and sentenced to suffer simple imprisonment for a period of three months and to pay fine of Rs.5,000/- for the offence punishable under Section 138 of Negotiable Instruments Act; and out of fine amount, a sum of Rs.4,000/- granted towards compensation to the complainant under Section 357 of Cr.P.C.

2. The learned counsel for the 2nd respondent would submit that the revision petitioner is no more is correct, and, therefore, submits that the present Revision Case gets abated. Though, no death certificate is filed, since the learned counsel for the respondent also agrees with the submission made by the learned counsel for the petitioner as to taking place of death of the revision petitioner, certainly, the offence gets abated.

3. Consequently, the present Criminal Revision Case is dismissed as abated.

As a sequel thereto, miscellaneous petitions, if any, pending in the Criminal Revision Case shall stand closed.

A. SHANKAR NARAYANA

Dt.02.11.2017
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