

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 10.10.2018

CORAM:

THE HONOURABLE MR.JUSTICE M.GOVINDARAJ

CRIMINAL APPEAL NO.167 OF 2008

M/s.Ananda Karpaga Vinayagar Benefit Fund Ltd.,
Rep. by K.Ramasamy
Managing Director
No.1064, 1st Floor,
Trichy Road, Coimbatore - 45. Appellant

Vs.

K.P.Mahendra Babu Respondent

PRAYER: Criminal Appeal filed under Section 378 of Criminal Procedure Code against the judgment dated 31.12.2007 passed by the learned Additional District Sessions Judge, Fast Track Court No.1, Coimbatore, in C.A.No.462 of 2007 acquitting the respondent herein after setting aside the conviction and sentence of one year simple imprisonment and fine of Rs.5,000/- i/d 3 months simple imprisonment imposed by the learned Judicial Magistrate No.VI, Coimbatore, in C.C.No.740 of 2001 on 18.09.2007.

For Appellant : Mr.Saravanakumar
For Respondent : Dr.R.Chandrasekaran

J U D G M E N T

This Criminal Appeal is preferred against the judgment dated 31.12.2007 passed in C.A.No.462 of 2007 by the learned Additional District Sessions Judge, Fast Track Court No.1, Coimbatore.

2.The Lower Appellate Court has acquitted the respondent/accused. On appeal, the respondent has come forward to settle the issue by making payment to the appellant. Accordingly, a demand draft bearing No.101851 dated 09.10.2018 for a sum of Rs.3,00,000/- drawn on City Union Bank Limited, Kovaipudur Branch, has been handed over to the appellant and the appellant as well as his counsel appeared before this Court and acknowledged receipt of the same. Learned counsel on either side have also made an endorsement to that effect in the Court bundle. They have also no objection for the documents be returned to the respondent/accused.

3.Recording the endorsement made by the learned counsel on either side, this Criminal Appeal is dismissed as infructuous.

Sd/-
Assistant Registrar(CS ix)

//True Copy//

Sub Assistant Registrar

To

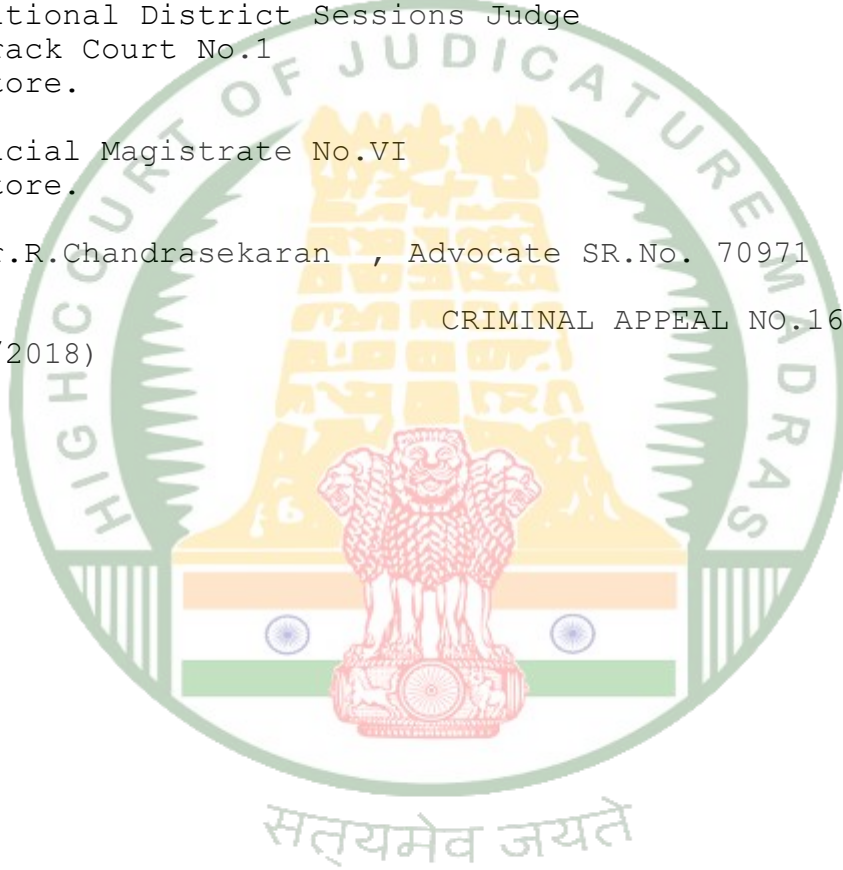
1.The Additional District Sessions Judge
Fast Track Court No.1
Coimbatore.

2.The Judicial Magistrate No.VI
Coimbatore.

+1cc to Dr.R.Chandrasekaran , Advocate SR.No. 70971

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ASK(14/11/2018)



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