

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 01.11.2018

CORAM:

THE HONOURABLE MR. JUSTICE P.VELMURUGAN

Crl.R.C.No.1300 of 2013

The Manager,
Indian Bank,
Sankagiri Branch,
Salem District.

... Petitioner/Defacto Complainant

Vs.

1. The State rep. By Inspector of Police,
Sankagiri Police Station,
Sankagiri, Salem District.

Crime No.137 of 1997. ... Respondent/Complainant

2. Perumal

3. K.P.Sairam

4. P.Ramanathan ... Respondents/Accused 2 & 3

The Criminal Revision filed under Section 397 read with 401 of Code of Criminal Procedure against the judgment passed by the learned Judicial Magistrate No.I Sankagiri, Salem District, acquitting the respondents 2 to 4 herein for the offences punishable under Sections 408, 468, 477(A) and 471 IPC against the second respondents, 408 read with 109 IPC against the 3rd and 4th respondents by his judgment dated 22.09.2010 in C.C.No.41 of 2003.

For Petitioner : Mr.K.R.A.Muthu Krishnan

For Respondents : Mr.N. Manoharan - For R1
Notice served - No appearance
For R2 and R3

Notice not served - For R4

O R D E R

The defacto complainant has preferred the Criminal Revision against the order of acquittal passed by the learned Judicial

Magistrate No.I Sankagiri, Salem in C.C.No.41 of 2003, dated 22.09.2010.

2. The petitioner/defacto complainant preferred a complaint against the respondents 2, 3 and 4 for offence punishable under Sections 408, 468, 477(A) and 471 IPC against the 2nd respondent and for offence under Sections 109 read with 408 IPC against the 3rd and 4th respondents. The learned trial Judge, after full fledged trial, acquitted the accused by a well reasoned order. As against the same, the petitioner has come forward with this petition.

3. As against the judgment of acquittal, appeal lies before the Sessions Court as per amended Act. Therefore, this Revision does not lie before this Court, accordingly it is disposed of. However, if the petitioner wants to file an appeal before the Sessions Court, he can file. The period spent for this revision is exempted for the purpose of limitation.

Sd/-

Assistant Registrar(CS)

//True Copy//

Sub Assistant Registrar

rli

To

1. The Judicial Magistrate No.I Sankagiri, Salem.
2. The Public Prosecutor,
High Court of Madras.
3. The Inspector of Police,
Sankagiri Police Station,
Sankagiri, Salem District.

+1 cc to Mr.N.Manokaran, Advocate Sr.No.75577

+1 cc to Mr.K.R.A.Muthu Krishnan, Advocate Sr.No.75842

Cr1.R.C.No.1300 of 2013

PP(CO)

CSL/18.12.2018