

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 12.06.2018

CORAM

THE HONOURABLE MR. JUSTICE N. ANAND VENKATESH

Crl.R.C.No.204 of 2011

Manam Fruit Products Private Limited,
Represented by its
Managing Director R.P.Mohan,
Thandarai Village,
Bennangur Post,
Denkanikottai Taluk,
Krishnagiri District-635 107.

.... Petitioner/Complainant

..Vs..

Sanjeev Malhotra Authorised
Signatory-Cum
Managing Director,
Sudharshan Overseas Limited,
No.305, Sivam House,
Karampura Commercial Complex,
New Delhi-110 015.

... Respondent/Accused

Criminal Revision case filed under Section 397 r/w 401 of Cr.P.C. to set aside the order dated 01.12.2010 in Crl.M.P.No.3434 of 2010 in C.C. unnumbered of 2010 on the file of the learned Judicial Magistrate-I, Krishnagiri.

For Petitioner : J.Srinivasan

For Respondent : No Appearance

O R D E R

This Criminal Revision has been filed against the order passed in Crl.M.P.No.3434 of 2010, dated 21.10.2010. The petitioner in this case is the complainant. The complaint was presented before the Court on 04.01.2008 and the same was returned granting 15 days time to represent it after complying with the defects pointed out by the Court.

2.The complaint was represented with a delay of two years and 148 days and a petition was filed to condone this delay. The Court below took a lenient view and condoned the delay and

directed the complainant to deposit a sum of Rs.500/- as cost on or before 30.10.2010. The complainant without complying with this condition has chosen to file this Criminal Revision challenging the order dated 21.10.2010. This Court is not inclined to entertain this Criminal Revision on two grounds. Firstly, the nature of order passed by the trial Court is not a final order and therefore, there is a bar in maintaining the revision under Section 397 [2] of Criminal Procedure Code. That apart, the Court below has taken a very lenient view and imposed a cost of Rs.500/- to condone the delay and petitioner even without complying with this conditions has chosen to file this Criminal Revision Petition.

3. There are absolutely no merits in this Criminal Revision Petition and the same is dismissed.

Sd/-
Assistant Registrar (CS VII)

//True copy//

Sub Assistant Registrar

Kp

To

1. The Judicial Magistrate-I,
Krishnagiri.

2. Do The The Chief Judicial Magistrate,
Krishnagiri.

सत्यमेव जयते Cr1.R.C.No.204 of 2011

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