

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 24.07.2018

CORAM:

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

CRL.A.No.326 of 2008

M.Karuvayan @ Murugan ... Appellant/Accused 1
S/o.Muthusamy

Vs

The State,
Rep. by Inspector of Police,
Through Public Prosecutor,
Kumarapalayam Police Station,
(Crime No.365 of 2003) ... Respondent/Complainant

Prayer : Criminal Appeal filed under Section 374(2) of Criminal Procedure Code, to set aside the judgment made in S.C.No.120 of 2006 on the file of Additional District and Sessions Judge, Fast Track Court, Namakkal, dated 24.03.2008 to the extent of convicting A.1 for the offence under Section 366(A) of IPC and to acquit A.1 for the said offence under Section 366(A) of IPC.

For Appellant : Mr.V.Ayyadurai

For Respondent : Mr.R.Ravichandran
Government Advocate (Criminal Side)

JUDGMENT

This Criminal Appeal has been filed against the judgment in S.C.No.120 of 2006 on the file of Additional District and Sessions Judge, Fast Track Court, Namakkal, dated 24.03.2008, thereby convicting the appellant for the offence under Section 366(A) of IPC and sentencing him to undergo Rigorous Imprisonment for five years and to pay a fine of Rs.5,000/-, in default of payment of fine to undergo Rigorous Imprisonment for one year for the offence under Section 366(A) of IPC.

2. The learned counsel appearing for the appellant submitted that while pending this appeal, the sole appellant/accused died on 19.05.2017.

3. The learned Government Advocate (Criminal Side) is also confirmed the same. He is also produced the certificate issued by the Village Administrative Officer, No.13, Periya Semoor - "A", Erode District, dated 23.07.2018, stating that the sole appellant Karuvayan @ Murugan @ Murugesan, S/o.Muthusamy died on 19.05.2017.

4. In view of the same, this Criminal Appeal is dismissed as abated.

Sd/-
Assistant Registrar(CCC)

//True Copy//

Sub Assistant Registrar

LPP

To

1. The Additional District and Sessions Judge,
Fast Track Court,
Namakkal.

2.The Judicial Magistrate, Tiruchengode

3.The Chief Judicial Magistrate, Namakkal

4.The Superintendent,
Sub Jail, Namakkal

5. The Inspector of Police,
Kumarapalayam Police Station,
Namakkal District.

6. The Public Prosecutor,
High Court, Madras.

Copy to;The Section Officer,
Crl.Section,
High Court, Madras.

EV(CO)
sm:7.8.2018

Judgement in
Criminal Appeal No. 326 of 2008

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