

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 19.09.2018

CORAM:

THE HONOURABLE MR. JUSTICE P.VELMURUGAN

Crl.A.No.654 of 2013

The Assistant Commissioner of Customs,
Prosecution Unit-Air, Custom House,
Chennai.

... Appellant

Vs.

1. Anwar Aneesur Rahman
2. Moolchand Kiran Kumar Jain

... Respondents

The Criminal Appeal filed under Section 378 of Code of Criminal Procedure to set aside the judgment dated 10.06.2013 made in C.C.No.602 of 2013 by the learned Judicial Magistrate, Alandur and convict the respondents/Accused 1 & 2.

For Petitioners : Mr.M.Venkateswaran-No Appearance
For Respondents : Mr.M.M.K.Alifudeen for R2

ORDER

In view of the amendment dated 31.12.2009, appeal lies against the impugned order before the Court of Sessions only. Hence the criminal appeal is dismissed as not maintainable.

2 However the appellant/complainant is at liberty to file appeal, before the Sessions Court concerned, if they advised so. The period spent in the present criminal appeal in this Court shall be exempted for the purpose of calculating limitation.

Sd/-

Assistant Registrar(CCC)

//True Copy//

Sub Assistant Registrar

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To

1. The Judicial Magistrate, Alandur.
2. The Assistant Commissioner of Customs,
Prosecution Unit-Air, Custom House,
Chennai.

Copy to :

The Section Officer,
Criminal Section,
High Court, Madras (to comply the order)

+1cc to Mr.M.Venkateswaran, Advocate, S.R.No.64872

Cr1.A.No.654 of 2013

CP (CO)
GSP (08/10/2018)



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