

THE HON'BLE SRI JUSTICE T. SUNIL CHOWDARY

CRIMINAL APPEAL No.1830 OF 2007

JUDGMENT:

1 Aggrieved by the judgment dated 30.05.2007 passed in C.C.No.502 of 2006 on the file of the Court of the Special Judicial First Class Magistrate (Prohibition & Excise), Visakhapatnam, wherein and whereby the respondent herein was found not guilty of the offence punishable under Section 138 of N.I.Act and acquitted of the said offence, the de-facto complainant filed the present appeal under Section 378(4) Cr.P.C.

2 As seen from the docket proceedings, on 03.11.2017 Sri C.S.N.Raju learned counsel for the appellant submitted that he has given up the vakalat and returned the case record to the appellant. He further submitted that on 03.11.2017 he addressed a letter to the appellant to engage another lawyer on his behalf to prosecute the matter and to that effect he filed copy of the letter. A perusal of the said letter clearly shows that the appellant acknowledged the same, but did not choose either to engage another counsel or to appear before the court in person. It seems that the appellant is not interested in prosecuting the appeal.

3 Hence the appeal is dismissed for non-prosecution. Miscellaneous petitions, if any, pending in this appeal, shall stand closed.

T. SUNIL CHOWDARY, J

15th February, 2018

Kvsn