

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED: 20.08.2019
CORAM
THE HONOURABLE MR. JUSTICE P.VELMURUGAN
Crl.RC.No.1394 of 2012

S.A.Radhakrishnan

... Petitioner

vs

1.Karthikeyan

2.The State, rep by

The Inspector of Police,
District Crime Branch Police Station,
Erode District.
(Crime No.40 of 2009)

... Respondents

Prayer Criminal Revision filed under Section 397 and 401 of Code of Criminal Procedure, against the Judgment passed in C.C.No.149 of 2010 on the file of the Judicial Magistrate No.3, Erode, dated 27.07.2012.

For Petitioner : Mr.A.K.Kumaraswamy

For Respondents: Service Awaited

ORDER

This Criminal Revision Case has been filed against the judgment dated 27.07.2012 made in C.C.No.149 of 2010 passed by the learned Judicial Magistrate No-3, Erode.

2 Heard the learned counsel for the revision petitioner and perused the materials available on record.

3 This revision has been filed in the year 2012 by the defacto complainant against the acquittal. As per the amendment dated 31.12.2009 in Criminal Procedure Code and the Full Bench Judgment of this Court dated 05.04.2016 in the case of S.Ganapathy Vs. N.Senthilvel reported in 2016 (4) CTC 119, the appeal against the judgment of acquittal can be filed before the Jurisdictional Sessions Court. Therefore, both the parties are directed to appear before the Jurisdictional Sessions Court (Principal District and Sessions Court, Erode), on 28.08.2019.

4 Since it is the revision filed in the year of 2012 and the same is pending more than seven years, the learned Principal District and Sessions Judge, Erode, is directed to take the appeal on file, if otherwise in order and dispose the same in

accordance with law on or before 20.09.2019, and report the same before this Court.

5 With the above directions, the Criminal Revision Case is disposed of.

Sd/-
Assistant Registrar(CS II)

//True Copy//

Sub Assistant Registrar

To

- 1.The Principal District and Sessions Court,
Erode.
- 2.The learned Judicial Magistrate No.3,
Erode.
- 3.The Inspector of Police,
District Crime Branch Police Station,
Erode District.
- 4.The Public Prosecutor,
High Court, Madras.

Copy to:

The Section Officer,
Criminal Section,
High Court, Madras

+1cc to Mr.S.Kaithamalai Kumaran, Advocate sr.71298

Cr1.RC.No.1394 of 2012

rsv(co)
nr 21/08/2019

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