

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated:26.03.2019

Coram:

THE HONOURABLE DR. JUSTICE G. JAYACHANDRAN

Criminal Appeal No.757 of 2013

Ramasamy

.. Appellant/Victim

/versus/

1.State represented by
Inspector of Police,
Omalur Police Station,
Crime No.1950/1998.

2.Kittu

3.Ganesh

4.Murugan

5.Chindan@ Palanisamy

6.Govindasamy

7.Ramamurthy

8.Vijayakumar

.. Respondents/Accused

Criminal Appeal filed under Section 372 of the Criminal Procedure Code against the order in C.C.No.90 of 1999 on the file of the Judicial Magistrate and District Munsif Court, Omallur, dated 08.05.2012.

For Appellant :Mr.G.Surya Narayanan

For Respondents:Mrs.Kritika Kamal,P. GA
for R1
Mr.D.Shivakumaran
for R2 to R8

J U D G M E N T

Heard the learned counsel appearing for the appellant and learned Government Advocate (Crl.side) appearing for the first respondent and the learned counsel appearing for the respondents 2 to 8. Records perused.

2. This appeal is preferred under Section 372 of the Criminal Procedure Code against the order of acquittal passed by the District Munsif-cum-Judicial Magistrate, Omalur in C.C.No.90 of 1999 dated 08.05.2012.

3. In view of Proviso to Section 372 of the Criminal Procedure Code, this appeal against the order of acquittal passed by the Judicial Magistrate will lie before the Sessions Court.

4. Hence, Registry is directed to return all the records to the Principal District and Sessions Judge, Salem. On receipt of the records, the learned Principal District and Sessions Judge shall take the case on file and dispose of the same, on merits and in accordance with law, after due notice to the parties. Accordingly, this Criminal Appeal is disposed of.

Sd/-
Assistant Registrar(CS VIII)

//True Copy//

Sub Assistant Registrar

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To

- 1.The Principal District Court,
Salem.
- 2.The Judicial Magistrate and District Munsif Court,
Omallur.
- 3.Inspector of Police,
Omalur Police Station,
Salem District.
- 4.The Public Prosecutor,
High Court, Madras.
- 5.The Section Officer,
Criminal Section,
High Court, Madras.

(Registry is directed to return all the records to the Principal District and Sessions Judge, Salem)

+1cc to Mr.D.Shivakumaran, Advocate Sr.28697

Cr1.A.No. 757 of 2013

vba[co]
srg 3/5/2019