

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 02.04.2019

Coram:

THE HONOURABLE DR. JUSTICE G. JAYACHANDRAN

Criminal Revision Case No.1602 of 2013

Senthil Kumar

... Petitioner

/versus/

1.State represented by
Sub Inspector of Police,
Vaniyambadi Rural Police Station,
Vellore District.
Crime No.425 of 2003.

2.Jaya Mohan
3.Kannan @ Kannabiran
4.Velu
5.Shanmugam
6.Othamadu Natarajan
7.Govindan
8.Prabhu
9.Krishnamurthy
10.Ravi
11.Rani
12.Palani

... Respondents

Criminal Revision Case filed under Section 397 r/w 401 of the Criminal Procedure Code praying to call for the records in C.C.No.104 of 2003, dated 22.11.2005 on the file of the District Munsif cum Judicial Magistrate, Vaniambadi and set aside the same.

For Petitioner :Mr.R.Sankarasubbu

For Respondents Mr.T.Shunmuga Rajeswaran,
G.A. For R1
Mr.S.N.Arunkumar for R2 to R12

O R D E R

This revision petition is directed against the order of acquittal passed by the District Munsif-cum-Judicial Magistrate, Vaniyambadi in C.C.No.104 of 2003.

2. PW-2[Senthil Kumar] one of the victim is the revision petitioner. The date of judgment is 22.11.2005. Since at that point of time there was no law empowering the victim or person interested in the victim to prefer the appeal against the order of acquittal, the present revision case is filed before this Court invoking Sections 397 r/w 401 of the Criminal Procedure Code.

3. The case of the prosecution centered around the act committed by the first respondent herein and others, who are his henchmen. It is brought to the notice of this Court by the learned counsel appearing for the revision petitioner that the first respondent has met the maker.

4. From perusal of the impugned order of acquittal passed by the trial Court and the grounds of the revision, which mainly centers around the deceased first respondent, this Court is of the opinion that it will be a futile exercise to go in detail about the merit and demerit of the order passed by the trial Court. Hence, this Criminal Revision Case is liable to be dismissed.

5. Accordingly, this Criminal Revision Case is dismissed.

Sd/-
Assistant Registrar(CS VIII)

//True Copy//

Sub Assistant Registrar

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To

1.The District Munsif cum Judicial Magistrate,
Vaniambadi.

2.Sub Inspector of Police,
Vaniyambadi Rural Police Station,
Vellore District.

3.The Public Prosecutor,
High Court, Madras.

Cr1.R.C.No.1602 of 2013

sv[co]
srg 9/5/2019