

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 03.09.2019

CORAM

THE HONOURABLE Mr.JUSTICE P.N.PRAKASH

Crl.R.C.No.551 of 2014

K.N.Bhoopathynathan

... Petitioner

Vs.

1.State by Inspector of Police,  
Kadathur Police Station,  
Erode district.  
(Crime No.31/2009)

2.Kumar @ Senthil Kumar  
3.Ganesan  
4.Balan  
5.Krishnan @ Thangavel  
6.Prakash  
7.Thangaraj  
8.Shanmugam

... Respondents /  
Investigating Agency  
A3 to 9.

Prayer: Criminal Revision Petition is filed under Section 397 and 401 of Cr.P.C., to set aside the order of acquittal dated 26.11.2013 in S.C.No.187 of 2010 on the file of the 3<sup>rd</sup> Additional District and Sessions Judge, Erode at Gobichettipalayam by allowing this Criminal Revision.

For Petitioner : Mr.S.A.Syed Shuhaibd

For R1 : Ms.Kritika Kamal  
Government Advocate (Crl.side)

For R2, R4, R5 : Mr.N.Manokaran  
to R8

For R3 : Unserved

O R D E R

Heard Mr. Syed Shuhaibd, learned counsel for the petitioner, the learned Government Advcoate (Criminal side) and Mr.N.Manokaran, learned counsel appearing for the respondent.

2.In view of the fact that the principal accused in this case who were convicted of the offences under Section 302 IPC and sentenced to life imprisonment have been acquitted by a Hon'ble Division Bench of this Court in C.A.Nos.813, 818 of 2013 and C.A.Nos.19 of 2014 on 06.06.2016 (reported in (2017) 1 MLJ (Cr1) 149 in the case of Palanisamy and others Vs. State represented by the Inspector of Police, Kadathur Police Station, Erode District). This Court does not find any infirmity in the acquittal of the respondents herein of the lesser offences. Hence, this Criminal Revision Petition is dismissed.

Sd/-  
Assistant Registrar (CS-IV)

//True Copy//

Sub Assistant Registrar

pnn

To

- 1) III Additional District and Sessions Judge,  
Erode at Gobichettipalayam.
- 2) The Principal Sessions Judge, Erode.
- 3) The Public Prosecutor,  
High Court, Madras.

+1 cc to M/s.V.Anandhamurthy, Advocate, S.R.No.76364

+1 cc to M/s.N.Manokaran, Advocate, S.R.No.76353

VSN-II (CO)  
SSM(16/10/2019)

Cr1.R.C.No.551 of 2014

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