

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17.09.2019

CORAM:

THE HONOURABLE MR. JUSTICE M.S.RAMESH

Cr1.O.P.No.24941 of 2019

Dinakaran

...Petitioner/ 2nd Accused

.Vs.

1.The Director General of Police,
Tamil Nadu,
Office of the Director General of Police,
Santhome High Road,
Mylapore, Chennai - 4.

2.The Superintendent of Police,
Cuddalore District.
Office of the Superintendent of Police,
Cuddalore.

3.The State rep by its,
Inspector of Police,
Panruti Police Station,
Cuddalore District,
Crime NO.73/2015.

..Respondents

PRAYER: Criminal Original Petition filed under Section 482 Cr.P.C. praying to modify the 'Order of Acquittal' as 'Honorable Acquittal' in C.C.No.199/2015, dated 18.02.2016, on the file of the Judicial Magistrate No.1, Panruti, Cuddalore District, with respect to this petitioner alone.

For Petitioner : Mr.S.Vediappan

For Respondents : Mr.C.Iyyapparaj
Additional Public Prosecutor

ORDER

The limited grievance of the petitioner that the present Criminal Original Petition is to declare the Judgment of Acquittal dated 18.02.2016 passed in C.C.No.199 of 2015 as an Honorable Acquittal.

2.On a perusal of the judgment, it is seen that while passing the Judgment of Acquittal, the Trial Court had taken

into consideration that P.W.1 and P.W.2 had turned hostile and insofar as other witnesses are concerned, they are official witnesses. By taking into consideration all these aspects, the Judgment of Acquittal has been passed. As such, the Judgment of Acquittal in C.C.No.199 of 2015 can only be deemed to be an Honorable Acquittal.

3.With the above observations, this Criminal Original Petition stands closed.

jas/hvk

Sd/-
Assistant Registrar(CJ Conf.)

//True Copy//

Sub Assistant Registrar

To

1. The Judicial Magistrate No.1, Panruti
2. -Do- Thro' The Chief Judicial Magistrate, Cuddalore.
3. The Director General of Police, Tamil Nadu, Office of the Director General of Police, Santhome High Road, Mylapore, Chennai - 4.
- 4.The Superintendent of Police, Cuddalore District. Office of the Superintendent of Police, Cuddalore.
- 5.The Inspector of Police, Panruti Police Station, Cuddalore District
- 6.The Public Prosecutor, High Court, Madras.

+1cc to Mr.S.Vediappan, Advocate, SR.No.79498

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Kak(22/10/2019)