

IN THE HIGH COURT OF JUDICATURE AT MADRAS

RESERVED ON : 05.08.2020

PRONOUNCED ON : 06.08.2020

CORAM:

THE HONOURABLE Mr.JUSTICE **P.N.PRAKASH**

Crl.O.P.No.11695 of 2020
in Crl.A.No.SR20442 of 2020

K.Ananda Babu,
S/o.A.Kannabiran,
No.37/56, Dilliappan Street,
Pazhanipettai,
Arakkonam Town,
Vellore District.

.. Petitioner/Complainant

Vs.

M.Ananda Prabakar,
S/o.Late P.Mohanavelu,
No.5, Pappa Rajagopal Street,
Shenpakkam, Vellore,
Vellore District.

.. Respondent/Accused

Criminal Original Petition filed under Section 378 (4) Cr.P.C. to grant special leave to prosecute the above appeal against the judgment and order dated 17.02.2020 passed in C.C.No.4 of 2016 on the file of the Judicial Magistrate Court, Arakkonam, Ranipet District.

For Petitioner : Mr.B.Sundarapandian

ORDER

This case is taken up through video conferencing.

2. For the sake of convenience, the petitioner and the respondent will be referred to as the complainant and the accused, respectively.

3. The complainant initiated a prosecution in C.C.No.4 of 2016 under Section 138 of the Negotiable Instruments Act, 1881, against the accused, before the Judicial Magistrate Court, Arakkonam, Ranipet District. The Judicial Magistrate, by judgment and order dated 17.02.2020, acquitted the accused. Aggrieved by the judgment and order of acquittal, the complainant is before this Court.

4. On reading the judgment and order of the trial Court, there is *prima facie* material to show that the trial Court had fallen in error in acquitting the accused by mis-appreciation of the evidence on record. Hence, leave granted.

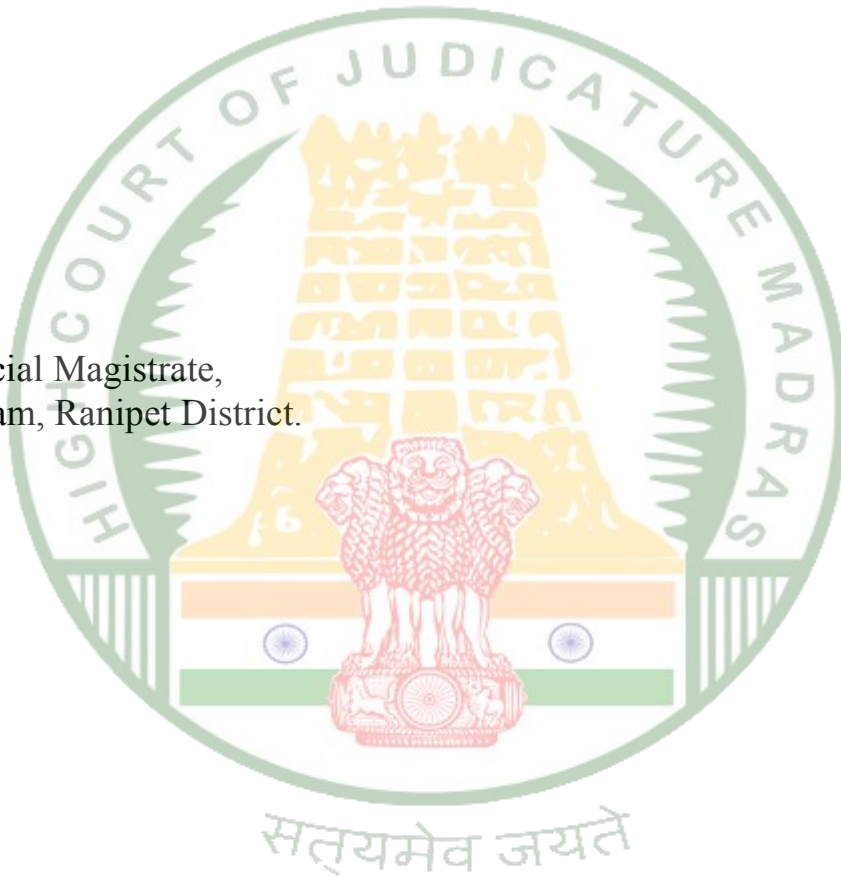
The Registry is directed to number the appeal, if the same is otherwise in order.

06.08.2020

nsd

To

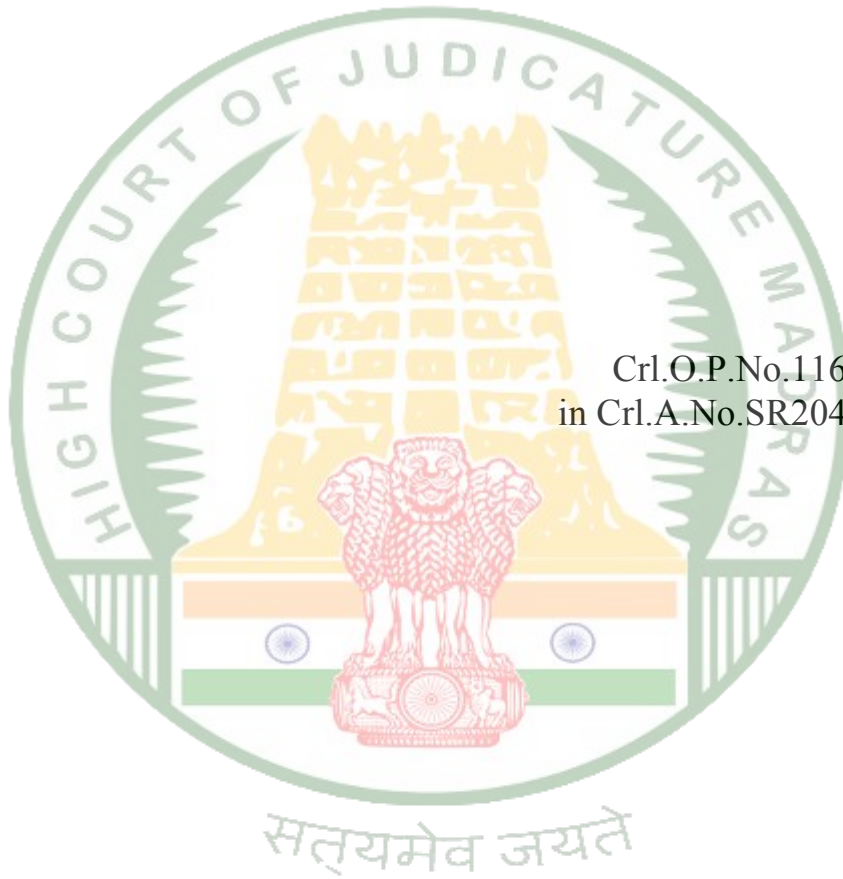
The Judicial Magistrate,
Arakkonam, Ranipet District.



WEB COPY

P.N.PRAKASH, J.

nsd



Crl.O.P.No.11695 of 2020
in Crl.A.No.SR20442 of 2020

WEB COPY 06.08.2020