



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

Criminal Original Jurisdiction

**Wednesday, the Thirtieth day of June Two Thousand and Twenty One
PRESENT**

The Hon'ble Mrs. Justice T.KRISHNAVALLI

CRL RC(MD). No.472 of 2015

M. Raja
S/o. Manickam
Proprietor
Aksath Groups
No. 12-554/15 29 Main Road
Vadakkankulam
Radhapuram Tk
Tirunelveli District

... Petitioner/Appellant/Accused

Vs

Prasath
S/o. Chelladurai
Proprietor
Gamstron Export & Import
No. 6/72 Middle St.
Odaimarichan
Kaththappuram Post
Alankulam Tk
Tirunelveli District

... Respondent/Respondent/Complainant

Prayer :-

This Criminal Revision Petition filed Under Section 397 r/w 401 Cr.P.C., to call for the entire records pertaining to the Judgment delivered by the District Munsif cum Judicial Magistrate Cheranmahadevi, Tirunelveli District in S.T.C.No.1893 of 2011 vide his judgement dated 17.07.2013 which was subsequently confirmed by the III Additional District and Sessions Judge, Tirunelveli, Tirunelveli District in C.A.No.50 of 2013 vide his judgement dated 07.09.2015 and set aside the same and consequently acquit the petitioner.

ORDER:- This Criminal Revision Petition coming on for orders on this day and upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of M/s.R.Anand, Advocate for the Petitioner and of M/s.K.Esakki, Advocate for the respondent, this Court made the following order:

This matter is posted today under the caption for reporting compliance.

2.It is seen from the records that this court, by judgment, dated 24.06.2020 partly allowed the criminal revision, by setting aside the punishment imposed by the courts below for the offence



under section 138 of Negotiable Instruments Act and raised the compensation awarded by the courts below to Rs.2,50,000/- and subsequently, it was posted for "Reporting Compliance.

3.Today when the matter is taken up, the learned counsel appearing for the respondent submitted that in-spite of giving sufficient time, the petitioner/accused has not complied the order of this court, dated 24.06.2020.

4.In view of that, the order passed by this court, dated 24.06.2020 allowing the revision in part is recalled and the judgment passed by the courts below are restored and the revision shall stand dismissed. It is open to the complainant to take further course of action as against the petitioner/accused in the manner known law.

Sd/-

Assistant Registrar (CS-III)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

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TO

1. The III Additional District and Sessions Judge, Tirunelveli District.
2. The Chief Judicial Magistrate, Tirunelveli.
3. The District Munsif cum Judicial Magistrate, Cheranmahadevi, Tirunelveli District.
4. The Judicial Magistrate, Cheranmahadevi, Tirunelveli District.
5. The Additional Public Prosecutor, Madurai Bench of Madras High Court, Madurai.

Copy to:

The Section Officer,
Criminal Section, (Records)
Madurai Bench of Madras High Court,
Madurai (2 Copies)

+ 1 CC TO M/S.K.ESAKKI, ADVOCATE, IN CA SR NO.20870



WEB COPY

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ORDER DATED : 30/06/2021

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ORDER

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CRL RC(MD) . No.472 of 2015

Giving direction and etc.
as stated within.

GC(23.09.2021) 3P 9C