

**IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

**TUESDAY, THE FIFTEENTH DAY OF NOVEMBER
TWO THOUSAND AND TWENTY TWO**

PRESENT

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL APPEAL NO: 721 OF 2010

Criminal Appeal filed Under Section 378(4) of Cr.P.C against the Judgment made in C.C.No.138 of 2009 dated 25.01.2010 on the file of the Court of the XV Additional Judge Cum XIX Additional Chief Metropolitan Magistrate, Hyderabad.

Between:

D.Haranath Rao, S/o Sanjeev Rao, Business, R/o. Flat No.501, Sai Santoshi Apartments, Gokulnagar, Tarnaka, Secunderabad

...APPELLANT/COMPLAINANT

AND

1. Rajendernath, R/o. Flat No. G-6, SM Residency, Door No.9-1-75/1/3, Hashmathpet, Bowenpally, Secunderabad

...RESPONDENT/ACCUSED

2. The State of Andhra Pradesh, Rep. by its Public Prosecutor, High Court of Andhra Pradesh, Hyderabad.

...RESPONDENT

Counsel for the Appellant : SRI. A.L. RAJU

Counsel for the Respondent NO.1 : SRI C.VIKRAM CHANDRA

Counsel for the Respondent No.2 : PUBLIC PROSECUTOR

The Court made the following: JUDGMENT

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL APPEAL No.721 OF 2010

ORDER:

This Criminal Petition is filed under Section 378(4) of Code of Criminal Procedure, 1973 (for short "Cr.P.C") to set aside the Judgment passed by the XV Additional Judge cum XIX Additional Chief Metropolitan Magistrate, Hyderabad dated 25.01.2010 in C.C. No.138 of 2010 for the offence under Section 138 of N.I.Act.

2. Heard. Perused the record.
3. Both the counsel appearing for the appellant and respondent/accused submits that respondent/accused died and cause in the present criminal appeal does not survive.
4. Accordingly, the criminal appeal is disposed off.

Miscellaneous applications pending, if any, shall stand closed.

Sd/- B.S. CHIRANJEEVI
JOINT REGISTRAR

//TRUE COPY//

SECTION OFFICER

- To,
1. The XV Additional Judge Cum XIX Additional Chief Metropolitan Magistrate, Hyderabad (With Records)
 2. One CC to Sri A.L Raju, Advocate (OPUC)
 3. One CC to Sri C.Vikram Chandra, Advocate (OPUC)
 4. Two CCs to Public Prosecutor, High Court of Telangana (OUT)
 5. Two CD Copies

pr
→

HIGH COURT

KSJ

DATED:15/11/2022

JUDGMENT

CRL.A.No.721 of 2010



DISPOSING OF THE CRL.A

⑧

PA

4/1/23