

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

TUESDAY, THE TWENTY SECOND DAY OF FEBRUARY
TWO THOUSAND AND TWENTY TWO

PRESENT

THE HONOURABLE Dr. JUSTICE CHILLAKUR SUMALATHA

CRIMINAL REVISION CASE NO. 337 OF 2015

Criminal Revision Case Under Section 397 r/w 401 Cr.P.C. aggrieved by the Judgment dated 09.02.2015 in CrI.A.No.1196 of 2012 on the file of the Court of the III Additional Metropolitan Sessions Judge, Hyderabad preferred against the Judgment dated 11.12.2012 in (New) C.C. No. 286 of 2011 [(Old) CC.No.225/2010] on the file of the Court of the XII Special Magistrate at Hyderabad.

Between:

M/s. Navkar Steel House, Rep. by its Proprietor Nemi Chand Jain, S/o. Champalal Jain, Aged 66 years, R/o. 3-3-348, Rangrez Bazar, Secundrabad. Presently residing: at H.No:5-1-291, Gasmandi, Secundrabad.

...**Petitioner/Appellant/Accused.**

AND

1. M/s. Prathiba Chit Funds Pvt. Ltd., Rep. by its Y.Chandrashekar S/o. Y.Kotilingam, Aged:63 years, R/o 1-2-166/A, SD Road, Secundrabad.
2. The State of Telangana, Rep by Public Prosecutor, High Court at Hyderabad.

...**Respondent No.1/Respondent No.1/Complainant.**

I.A. NO: 1 OF 2015(CRLRCMP. NO: 526 OF 2015)

Petition under Section 397 (1) Cr.P.C. praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to suspend the operation and sentence of imprisonment of the petitioner vide Judgment dated 09-02-2015 in CrI, Appeal No. 1196 of 2012 on the file of III Metropolitan Sessions Judge, Nampally, Hyderabad in C.C.No.286 of 2011 on the file of XII Special Magistrate, Hyderabad, during the pendency of Criminal Revision Petition.

Counsel for the Petitioner : Sri P.Ravi Chander

Counsel for the Respondent No.1: None appeared

Counsel for the Respondent No.2: the Public Prosecutor

The Court made the following: ORDER

HONOURABLE Dr. JUSTICE CHILLAKUR SUMALATHA

CRIMINAL REVISION CASE No.337 OF 2015

ORDER:

This Criminal Revision Case is filed under Section 397 read with Section 401 Cr.P.C. against the judgment dated 09.02.2015 in Crl.Appeal No.1196 of 2012 on the file of the Court of the III Additional Metropolitan Sessions Judge, Nampally by the appellant therein.

2. No representation on petitioner's side. There was no representation on 07.05.2020, 09.12.2021 and on 20.01.2022. Thus, the matter is listed under the caption "For dismissal" on this day, yet, there is no representation on behalf of the petitioner.

3. This case pertains to an offence punishable under Section 138 of the Negotiable Instruments Act, 1881. Therefore, there is every necessity on part of the petitioner/appellant/accused to appear and submit his contentions, but he failed to pursue the matter. Thus, as there is no possibility to dispose of the matter on merits, this Criminal Revision Case is dismissed for non-prosecution. The trial Court is directed to take steps for execution of sentence imposed upon the petitioner as modified by the appellate Court through judgment in Crl.A.No.1196 of

2012, dated 09.12.2015. Interim suspension granted on
03.03.2015 stands vacated.

SD/-CH.VENKATESWARLU
DEPUTY REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The III Additional Metropolitan Sessions Judge, Hyderabad.
(with records)
2. The XII Special Magistrate at Hyderabad.
3. One CC to Sri P. Ravi Chander, Advocate [OPUC]
4. Two CCs to the Public Prosecutor, High Court for the State of
Telangana at Hyderabad. [OUT]
5. Two CD Copies
6. One Spare Copy

JCK

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4/1/15

HIGH COURT

DATED: 22/02/2022



ORDER

CRL.RC.No.337 of 2015

Dismissing the Criminal Revision
for non-prosecution.

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23/4/22
HVL