



Crl.R.C.(MD)No.310 of 2017

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

Date : 07.03.2023

CORAM:

THE HONOURABLE MR.JUSTICE G.K.ILANTHIRAIYAN

Crl.R.C.(MD)No.310 of 2017

A.Vasantha Arumugam

... Petitioner

Vs.

1.The State Rep. by
The Inspector of Police,
District Crime Branch,
Dindigul,
Dindigul District.
(Crime No.63 of 2010)

2.Jeyalakshmi @ Mathiarasi

3.Krishnan

... Respondents

PRAYER : This Criminal Revision Case has been filed under Section 397 r/w 401 of Cr.P.C., revising the order of acquittal passed by means of the judgment of the learned Additional District Judge, Dindigul, Dindigul District, dated 19.01.2017 made in C.A.No.16 of 2015 confirming the judgment of the learned Judicial Magistrate No.II, Dindigul, Dindigul District, dated 10.06.2014 made in C.C.No.287 of 2011 of acquitting the respondents 2 and 3 who are the accused in Crime No.63 of 2010 on the file of the District Crime Branch, Dindigul, Dindigul District for the offences under Sections 120(b), 406, 463, 472 and 420 of IPC forth with.



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For Petitioner : Mr.S.Palani Velayutham
For R1 : Mr.T.Senthil Kumar
Additional Public Prosecutor
For R2 & R3 : Mr.A.Arul Jenifer

ORDER

This Criminal Revision Case is filed to set aside the order of acquittal passed by the learned Additional District Judge, Dindigul, Dindigul District, dated 19.01.2017 made in C.A.No.16 of 2015, confirming the judgment of the learned Judicial Magistrate No.II, Dindigul, Dindigul District, dated 10.06.2014 made in C.C.No.287 of 2011 acquitting the respondents 2 and 3, who are the accused in Crime No.63 of 2010 on the file of the District Crime Branch, Dindigul, Dindigul District for the offences under Sections 120(b), 406, 463, 472 and 420 of IPC forth with.

2.Heard the learned counsel appearing on either side and perused the materials available on records.

3. It is seen from the records that the present revision case has been filed as against the order of acquittal passed by the appellate



Court. As per the decision of the Full Court judgment of this Court reported in **2020 (4) CTC 1 (K.Rajalingam Vs. R.Sunganthalakshmi)**, the appeal as against the acquittal lies before this Court. Hence, the petitioner is at liberty to file an appeal as against the order of acquittal before this Court in accordance with law.

4. With the above liberty, this Criminal Revision Case is dismissed.

07.03.2023

NCC : Yes/No
Internet: Yes/No
Index : Yes/No
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To

1.The Judicial Magistrate No.II, Dindigul, Dindigul District.

2.The Additional District Judge, Dindigul, Dindigul District.

3.The Inspector of Police,
District Crime Branch,
Dindigul,
Dindigul District.

4.The Section Officer,
VR Section,
Madurai Bench of Madras High Court,
Madurai.



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G.K.ILANTHIRAIYAN , J.,

cp

5.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

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