



Crl.R.C.No.258 of 2022

**IN THE HIGH COURT OF JUDICATURE AT MADRAS**

**DATED : 09.07.2024**

**CORAM**

**THE HONOURABLE MR.JUSTICE M.DHANDAPANI**

**Crl.R.C.No.258 of 2022**

Lokesh

... Petitioner

Vs.

The State,  
Represented through the Inspector of Police,  
Kelamangalam Police Station,  
Krishnagiri District.

... Respondent

**PRAYER :** Criminal Revision filed under Section 397 r/w Section 401 of the code of Criminal Procedure, 1973 to set aside the order passed in Crl.M.P.No.12 of 2021 in S.C.No.24 of 2020 dated 20.07.2021 on the file of the learned Additional District Judge, Hosur, Krishnagiri District and discharge the petitioner from all the charges raised against him.

For Petitioner : Mr.M.P.Saravanan

For Respondent : Mr.A.Gopinath  
Government Advocate (Crl.Side)



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## ORDER

This criminal revision case has been filed to set aside the order dated 20.07.2021 made in Crl.M.P.No.12 of 2021 in S.C.No.24 of 2020 on the file of the learned Additional District Judge, Hosur, Krishnagiri District .

2. The petitioner has filed a petition u/s 227 of Cr.P.C. seeking to discharge him from the charges under Sections 120(B), 364(A) r/w. 109 IPC before the learned Additional District Judge, Hosur, Krishnagiri District, which was dismissed by the trial Court vide impugned order, dated 20.07.2021. Challenging the same, the petitioner has filed the present revision.

3. Though very many grounds have been raised by the petitioner against the order impugned, however, when the matter is taken up for hearing today, the learned counsel appearing for the petitioner submitted that the petitioner would contest the case before the trial Court and this Court, without going into the merits of the case, may dispense with the



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appearance of the petitioner before the trial court and grant liberty to the petitioner to raise all the grounds raised in the present petition before the trial Court.

4. Though such a prayer has been sought for, however, it is to be pointed out that the presence of the petitioner cannot be dispensed with in toto. In such view of the matter, this Court, without going into the merits of the case, directs that the appearance of the petitioner before the trial court is dispensed with except for his appearance for the purpose of receiving copies u/s.207 and questioning under Section 313 Cr.P.C. and on the day on which judgment is to be pronounced. However, if for any particular reason, the presence of the petitioner is necessary, the trial court, at its wisdom, shall direct his appearance on those days. Liberty is granted to the petitioner to raise all the grounds raised in the present petition before the trial Court.



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5. Accordingly, this Criminal Revision Case is dismissed.

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NCC : Yes / No

Index : Yes / No

Speaking Order : Yes / No

ssb

To

1. The learned Additional District Judge, Hosur, Krishnagiri District .
2. The Public Prosecutor,  
Madras High Court.



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**M.DHANDAPANI, J.**

ssb

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