

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 29.11.2017

CORAM

THE HONOURABLE MR. JUSTICE P.N. PRAKASH

Criminal Appeal No.366 of 2015

R.Jaganathan

..... Appellant

Vs

P.Vembu Raj

..... Respondent

Appeal filed under Section 378 of Criminal Procedure Code against the judgment passed in S.T.C.No.138/2012 dated 27.02.2015 on the file of the Judicial Magistrate/ Fast Track Court (Magistrate Level I), Erode.

For Appellant : Mr.M.Guruprasad
For respondent : Mr.R.S.Kesavan

JUDGMENT

For the sake of convenience, the appellant and the respondent will be referred to as the complainant and the accused respectively.

2. The present appeal has been filed challenging the judgment of acquittal of the accused passed by the learned Judicial Magistrate/ Fast Track Court (Magistrate Level I), Erode in S.T.C.No.138/2012 dated 27.02.2015 for the offence punishable under Sec.138 of Negotiable Instruments Act.

3. Heard the learned counsel for the complainant and the learned counsel for the accused.

4. In view of the judgment of Full Bench of this Court in the case of S. Ganapathy vs N. Senthilvel reported in (2016) 3 MLJ (Crl) 641 (FB), Registry is directed to send the records to the Court of Principal District and Sessions Judge, Erode, after taking photocopy of the same, within a period of four weeks from the date of receipt of a copy of this Order.

5. The complainant and the accused are directed to appear before the learned Principal District and Sessions Judge, Erode on 08.01.2018 at 10.30 a.m.

6. With the above direction, the criminal appeal is disposed of.

s/d-
Assistant Registrar (CS VII)

True Copy

Sub-Assistant Registrar

To

1. The Principal District and Sessions Judge, Erode
2. The Judicial Magistrate, Fast Track Court (Magistrate Level I), Erode.
3. The Section officer
Criminal Section, High Court , Madras.

+1 CC to Mr.M. Guruprasad, Advocate sr 85233.

Criminal Appeal No.366 of 2015

MR (CO)
SP (14/12/2017)



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