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CRL OP. 25014 of 2024
in Crl.A.Sr.No.29674 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 10-12-2024

CORAM

THE HONOURABLE MR JUSTICE SUNDER MOHAN

CRL OP. 25014 of 2024

in Crl.A.Sr.No.29674 of 2024

VIMAL MALANI
S/O.RAM NIVAS MALANI, NO.384, 5TH MAIN ROAD,
M.K.B NAGAR, VYSARPADI, CHENNAI - 600 039

APPELLANT(S)

Vs

SHYNI THOMAS
D/O.LATE THOMAS PALLIPARAMBIKUJAM,
C/O.K.M.THOMAS (ASST DEV COMMISSIONER
(RETD) THEKKEN PUTHENPURAKKAL,
CHILAVANNUR, OPP UCO BANK NEAR
KODAVATARA CIRCLE, KODAVANTARA,
ERNAKULAM - 682 020.

RESPONDENT(S)

CRL A SR. 29674 of 2024

VIMAL MALANI

PETITIONER(S)

Vs

SHYNI THOMAS

APPELLANT(S)

CRL OP. 25014 of 2024

For Appellant(s):

SELVIN M
A.JOHN
AFFIDAVIT OF SERVICE FILED

For Respondent(s):

COURT NOTICE - SERVICE AWAITED
PVT.NOTICE - FILED
NOTICE RETURNED AS LEFT WITHOUT



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INSTRUCTIONS

ORDER

The petitioner seeks leave to file an appeal against the order dismissing his complaint for non-appearance under Section 204(4) r/w 256 of the Cr.P.C. and consequential acquittal of the respondent.

2. The learned counsel for the petitioner would submit that the complaint filed by the petitioner was dismissed for non payment of batta by the petitioner; that non-payment of batta is neither wilful nor wanton; and that therefore, one more opportunity may be given to pursue his case on merits.

3. The points raised by the petitioner require consideration by this Court and hence, leave is granted to file an appeal.

4. Registry is directed to number the appeal and post for admission, if it is otherwise in order.

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SUNDER MOHAN, J.

ars

To

1. SHYNI THOMAS

D/O.LATE THOMAS PALLIPARAMBIKUJAM,
C/O.K.M.THOMAS (ASST DEV COMMISSIONER
(RETD) THEKKEN PUTHENPURAKKAL,
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