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CRL OP. 19729 of 2024
in Crl.A.Sr.No.40482 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: **10-12-2024**

CORAM

THE HONOURABLE MR JUSTICE SUNDER MOHAN

CRL OP. 19729 of 2024

in Crl.A.Sr.No.40482 of 2024

P.R.SANTHARAM SAH
S/O.K.RADHAKRISHNA SAH, NO.4/20, GURUMURTHY
GARDEN STREET, PERAMBUR, CHENNAI-600 011.

APPELLANT(S)

Vs

M.P.SURESH
FATHER NAME NOT KNOWN, OLD NO.20, NEW NO.24,
1ST FLOOR, SCHOOL ROAD, PERAMBUR, CHENNAI-
600 011. PRESENTLY RESIDING AT NO.55/40, SCHOOL
ROAD, BRINDAVAN APARTMENT, HALF VADIVELU
THIRD CROSS, PERAMBUR, CHENNAI-600 011.

RESPONDENT(S)

For Appellant(s): T.S.RAJAMOHAN

For Respondent(s):

V.RAMANAREDDY
A.SIKKANDAR-MS/151/1992

ORDER

Aggrieved by the acquittal of the respondent for the offences punishable under Section 138 of Negotiable Instruments Act, the petitioner/complainant has filed the present petition seeking leave to file an appeal.

2. The learned counsel for the petitioner would submit that the

<https://www.mhc.tn.gov.in/> respondent had not rebutted the statutory presumption; that only on the



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ground that the petitioner had not established his capacity to lend the huge sum of Rs.30,00,000/-; that there is evidence to prove the debt; that the trial Court had erroneously acquitted the respondent; and that therefore, the judgment of the trial Court is liable to be set aside

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.

10.12.2024

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SUNDER MOHAN, J.

ars

To

1. M.P.SURESH

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1ST FLOOR, SCHOOL ROAD, PERAMBUR, CHENNAI-
600 011. PRESENTLY RESIDING AT NO.55/40, SCHOOL
ROAD, BRINDAVAN APARTMENT, HALF VADIVELU
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