NC: 2025:KHC:3417
CRL.A No. 1912 of 2021

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 25TH DAY OF JANUARY, 2025

BEFORE

THE HON'BLE MR JUSTICE V SRISHANANDA

CRIMINAL APPEAL NO. 1912 OF 2021 (C)

BETWEEN:

RAJU @ RAJA
S/O AJJAPPA
AGED ABOUT 32 YEARS
R/AT NEAR BHARATH PRESS
MAROLI PADAVVU
KULSHEKARA POST
MANGALORE-575 001

...APPELLANT

(BY SRI. TALHA ISMAIL BENGRE, ADVOCATE)

AND:

THE STATE OF KARNATAKA
THROUGH THE POLICE INSPECTOR
WOMAN POLICE STATION
PANDESHWAR, MANGALURU-575 001
REPRESENTED BY THE LEARNED
STATE PUBLIC PROSECUTOR
HIGH COURT OF KARNATAKA
BENGALURU-560 001

...RESPONDENT

(BY SRI. CHANNAPPA ERAPPA, HCGP)

Digitally signed by MALATESH K C
Location: HIGH COURT OF KARNATAKA

THIS CRL.A IS FILED U/S.374(2) OF CR.P.C PRAYING TO SET ASIDE THE JUDGMENT OF CONVICTION DATED 27.09.2021 AND ORDER OF SENTENCE DATED 30.09.2021, PASSED BY THE ADDITIONAL DISTRICT AND SESSIONS JUDGE, FTSC-1 (POCSO) D.K., MANGALUR IN S.C.NO.36/2016, CONVICTING THE APPELLANT/ACCUSED FOR THE OFFENCE

P/U/S.376 OF IPC AND SEC.4 AND SEC.506 OF IPC AND 6 OF POCSO ACT.

THIS APPEAL, COMING ON FOR ADMISSION, THIS DAY, JUDGMENT WAS DELIVERED THEREIN AS UNDER:

CORAM: HON'BLE MR JUSTICE V SRISHANANDA

ORAL JUDGMENT

Despite granting sufficient time, victim is not made as a party. The accused has been convicted for the offence punishable under the provisions of POCSO Act.

Accordingly, appeal is not maintainable. The appeal is ***dismissed*** for non-prosecution.

Sd/-
(V SRISHANANDA)
JUDGE

NS
List No.: 1 Sl No.: 15