



Crl.A.No.1062 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

WEB COPY

Dated : 25.07.2025

CORAM

THE HONOURABLE MR. JUSTICE **G.K.ILANTHIRAIYAN**

**Crl.A.No.1062 of 2025**

Sheenlac Paints Limited,  
Rep. by Mr.G.Sathish  
Assistant Manager (Accounts)  
76-A/1, GKS Estates  
Block – B, 11<sup>th</sup> Cross Street,  
Ambattur Industrial Estate North  
Chennai – 600 098.

.....Appellant / Complainant

Vs

1. M/s. Mariya Agencies,  
Vattathara Complex,  
Canal road, Parur north,  
Ernakulam – 683 520

2. Mr.K.Saijudduin

.... Respondent/Accused

**Prayer:** Criminal Appeal filed under Section 419 of Bharatiya Nagarik Suraksha Sanhita, 2023, to set aside the judgment passed against the appellant on 25.09.2024 in C.C.No.8047 of 2019 on the file of Metropolitan Magistrate



Fast Track Court – I Egmore, Allikulam Chennai and restore the complaint and allow the above Criminal Appeal.

For Appellant : Ms.C.Sriranjani

### **JUDGMENT**

This Criminal Appeal has been preferred as against the judgment passed on 25.09.2024 in C.C.No.8047 of 2019 on the file of Metropolitan Magistrate Fast Track Court – I Egmore, Allikulam Chennai, thereby dismissing the complaint filed by the appellant.

2. The appellant is the complainant and the respondent is the accused in the complaint lodged by the appellant for the offence punishable under Section 138 of Negotiable Instruments Act. Pending trial, the appellant was absent before the trial Court on 25.09.2024 and therefore, the trial Court has dismissed the complaint.

3. The learned counsel for the appellant would submit that the trial is pending from the year 2019. On the date of hearing, the appellant could not be able to appear before the trial Court and if one opportunity is granted the appellant would contest his case.



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4. Considering the facts and circumstances of the case, this Court is inclined to give one more opportunity to the appellant to put forth his complaint before the trial Court.

5. Accordingly, this Criminal Appeal is allowed and judgment dated 25.09.2024 in C.C.No.8047 of 2019 on the file of Metropolitan Magistrate Fast Track Court – I Egmore, Allikulam, Chennai is hereby set aside. The learned trial Judge shall proceed with the trial and the appellant shall co-operate for the trial.

25.07.2025

Index : Yes/No  
Neutral citation : Yes/No  
Speaking/non-speaking order  
Interned : Yes  
bkn

To

The Metropolitan Magistrate Fast Track Court – I Egmore, Allikulam, Chennai



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**G.K.ILANTHIRAIYAN, J.**

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