



Crl.O.P.Nos.19634, 19673 & 19699 of 2024

in

Crl.A.SR Nos.40368, 40370 & 40366 of 2024

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: **21-01-2025**

CORAM

THE HONOURABLE MR JUSTICE SUNDER MOHAN

Crl.O.P.Nos.19634, 19673 & 19699 of 2024

in

Crl.A.SR Nos.40368, 40370 & 40366 of 2024

CHANDRASEKARAN

S/o.Muthukrishnan, 15, 3rd Main Road, Jawahar
Nagar, Chennai - 600 082.

... Petitioner in all Crl.O.Ps.(s)

Vs

RAJATHI

Plot No.29, Venkateswara Nilayam, Perumalpet
Veppampet, Thiruvallur District Pin Code - 602
024.

... Respondent in Crl.O.P.No.19634/2024

BALASUBRAMANIAN

Plote No. 29, Venkateswara Nilayam, Perumalpet,
Veppampet, Thiruvallur District Pin Code 602024

... Respondent in Crl.O.P.No.19673/2024

YUVARANI

Plot No.29, Venkateswara Nilayam, Perumalpet, Veppampet, Thiruvallur
District, Pin Code - 602 024.

... Respondent in Crl.O.P.No.19699/2024



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**For Petitioner(s):
in all Crl.O.Ps.**

Mr.M.Mohana Sundaram

COMMON ORDER

Aggrieved by the acquittal of the respondent for the offence punishable under Section 138 of the Negotiable Instruments Act, 1881, the petitioner/appellant has filed the present petitions seeking leave to file an appeal.

2.The learned counsel for the petitioner would submit that the respondent had issued the subject cheque towards discharge of his/her liability since he/she could not fulfill his/her promise to obtain a job for the petitioner's son; that the trial Court however had erroneously relied upon Section 23(f) of the Indian Contract Act, 1872 to hold that the contract between the petitioner and the respondent is unenforceable; that the complaint and evidence would show that the promise was not to obtain employment in public service but in a private company and, therefore Section 23(f) of the said Act would not be applicable.



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3.The issue raised by the learned counsel for petitioner requires consideration by this Court. Hence, leave is granted to file an appeal.

4.The Registry is directed to number the appeals, if they are otherwise in order.

21-01-2025

rsi

To

1.RAJATHI

Plot No.29, Venkateswara Nilayam, Perumalpet
Veppampet, Thiruvallur District Pin Code - 602 024.

2.BALASUBRAMANIAN

Plote No. 29, Venkateswara Nilayam, Perumalpet,
Veppampet, Thiruvallur District Pin Code 602024

3.YUVARANI

Plot No.29, Venkateswara Nilayam, Perumalpet,
Veppampet, Thiruvallur District, Pin Code - 602 024.



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SUNDER MOHAN., J.

rsi

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21.01.2025