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Crl.O.P.No.29370 of 2024 in Crl.A.SR.No.56118 of 2024

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SUNDER MOHAN, J.

Aggrieved by the dismissal of the petitioner's complaint filed under Section 138 of the Negotiable Instruments Act, 1881 for non-prosecution, 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 petitioner's absence was neither willful nor wanton; and that though the petitioner had filed a petition under Section 256 Cr.P.C., the same was dismissed and one more opportunity may be given to the petitioner to establish the case on merits.

3.This Court finds that the points raised by the learned counsel for the petitioner requires consideration. Hence, leave is granted to file an appeal.



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4.Registry is directed to number the appeal if it is otherwise in order and post it for admission. Print the name of Mr.A.Kumaravel as learned counsel for the respondents in the cause list at the time of list the matter for admission.

06.01.2025

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