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CrI.A.No. 680 OF 2002  
ITEM No.108

Court No.8

SECTION II

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Criminal Appeal No.680 of 2002.

STATE OF KARNATAKA Appellant (s)  
VERSUS

MURALIDHAR Respondent (s)

Date : 15/01/2004 This petition was called on for hearing today.

CORAM :

HON'BLE MR.JUSTICE B.N. AGRAWAL  
HON'BLE MR.JUSTICE G.P. MATHUR

For Appellant (s)M/s Sanjay R.Hegde,  
Anil K.Mishra,Advs.

For Respondent (s)M/s GV Chandrashekhar,  
PP Singh,Advs.

UPON hearing counsel the Court made the following  
O R D E R

Mr.SR Hegde, learned counsel for the State commenced his arguments at 12.00 noon and concluded at 12.15 P.M. followed by a short reply by Mr.GV Chandrashekhar, learned counsel for the respondent.

The appeal is allowed in terms of the signed order.

[Naresh Kumar] [Kanwal Singh]  
AR-cum-PS Court Master  
[Signed order is placed on the file.]

IN THE SUPREME COURT OF INDIA  
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 680 OF 2002

STATE OF KARNATAKA

...

APPELLANT (S)

VERSUS

MURALIDHAR

...

RESPONDENT (S)

O R D E R

This appeal has been filed for setting aside the impugned order dated 26th September, 2000 pas

sed by the High Court of Karnataka in Crl.Petition No.1514/2000 whereby prosecution of the respondent in CC No.18537/99 pending in the Court of VIII Addl.Chief Metropolitan Magistrate, Bangalore has been quashed.

Having heard the parties and perused the impugned order we are of the view that it was not a fit case for quashing the prosecution at the stage of cognizance. We may, however, observe that at the stage of framing of charge if a petition for discharge is filed on behalf of the respondent the same shall be considered on its own merit in accordance with law. The appeal is accordingly allowed and the impugned order is set aside.

.....J.  
( B.N. AGRAWAL )

.....J.  
( G.P. MATHUR )  
New Delhi,  
January 15, 2004.