

SLP(Crl.)No. 2735 OF 2003  
ITEM No.34

Court No. 7

SECTION IIA  
A/N MATTER

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

Petition(s) for Special Leave to Appeal (Crl.) No. 2735/2003

(From the judgement and order dated 14/01/2003 in CRLOP 13682/01  
of The HIGH COURT OF MADRAS)

P.KALYANA CHAKRAVARTHY

Petitioner (s)

VERSUS

M.V. NARAYANA GUPTA

Respondent (s)

(With prayer for interim relief)  
( With Appln(s). for c/delay in filing SLP and stay )  
( With Office Report )

Date : 09/02/2004 These Petitions were called on for hearing today.

CORAM :

HON'BLE MRS. JUSTICE RUMA PAL  
HON'BLE DR. JUSTICE AR. LAKSHMANAN

For Petitioner (s) Mr. V. Krishna Murthy, Adv.

For Respondent (s) Mr.R.Sankarappan, Adv.  
Mr. P.K. Manohar, Adv.

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

Leave granted.

The appeal is allowed with no order as to costs.

(USHA BHARDWAJ)  
P.S. TO REGISTRAR

(MADHU SAXENA)  
COURT MASTER

Signed order is placed on the file

IN THE SUPREME COURT OF INDIA

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO...../2004  
(Arising out of S.L.P.(Crl) No.2735 of 2003)

P.Kalyana Chakravarthi

...Appellant

vs.

M.V. Narayana Gupta

...Respondent

O R D E R

Leave granted.

Considering the facts of the case and the sequence of events, we are of the view that the order of the High Court which is impugned in this matter should be set aside. The order of conviction is set aside and the matter is remanded back to the VII Metropolitan Magistrate, Chennai for disposing of the matter after giving the appellant an opportunity of adducing the evidence of his father in terms of the order of this Court dated 7th January, 2000  
The appeal is allowed. There will be no order as to costs.

.....J.

(RUMA PAL)

.....J.

(DR.AR. LAKSHMANAN)

New Delhi,

Dated : 09.2.2004