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SLP(Crl.)No. 2408 OF 2001  
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.PL58

IN THE SUPREME COURT OF INDIA

CRIMINAL APPELLATE JURISDICTION

CrI. A. No. of 2001@@  
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(Arising out of SLP(Crl) No. 2408 of 2001)

C.S. Sampath & Ors. ...Appellant (s)

Versus

R. Perumal Naidu ...Respondent(s)

O R D E R~@@  
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Leave granted.

This appeal is directed against the orders passed by the Criminal Court in a proceeding under Section 145 Cr.P.C. It is conceded that a civil suit in respect of the very same property is pending between the parties. In view of the pendency of the dispute before the Civil Court, the proceeding under the provisions of Section 145 Cr.P.C. is misconceived. We accordingly quash the criminal proceedings under Section 145 Cr.P.C. and direct that the parties may approach the Civil Court for any appropriate directions.

This appeal stands disposed of accordingly.

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( G.B. PATTANAIAK )@@  
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New Delhi  
October 15, 2001.

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BBBBBBBBBBBBBBBBBBBB  
( RUMA PAL )@@  
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ITEM No.35 Court No. 4 SECTION IIA  
A/N MATTER

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

(From the judgement and order dated 07/03/2001 in CRLRC 975/2000  
of The HIGH COURT OF MADRAS)

C.S. SAMPATH & ORS.

Petitioner (s)

VERSUS

R. PERUMAL NAIDU

Respondent (s)

( With Appln(s). for stay )  
( With Office Report )

Date : 15/10/2001 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.B. PATTANAIK  
HON'BLE MRS. JUSTICE RUMA PAL

For Petitioner (s)

Mr. V. Krishna Murthy, Adv.

For Respondent (s)

Mr. P.V. Dinesh, Adv.  
Mr. Rajesh, Adv.

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

.....L.....I.....J  
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Leave granted.

The appeal stands disposed of in terms of the signed  
order.

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(J.S. Rawat)  
Court Master

(Suneet Bala Sharma)  
Court Master

(Signed order is placed on the file)