

Karnataka High Court

Mr Mahendra Kumar Singhi vs Srivari Metal Works (P) Ltd on 29 July, 2009

Author: Subhash B.Adi

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IN THE HIGH COURT OF KARNATAKA AT BANGALORE
DATED THIS THE 29TH DAY OF JULY 2009

BEFORE

THE HONBLE MR JUSTICE SUBHASH B. ADI I. - "...,

COMM. PMOX 30.40961 " '% I:

BETWEEN:

;'""i's'. Mahendra Kumar Singhi,

S/o P. V. Singhi,

Aged 44 years,

Proprietor,

M. S. Singhi Metal,

No. 104, Money Point,

K.H. Road, " j' V " "
Bangalore - 560 027. _ g ".g;v%.Pi3TI'FIONER

(By Sn'. V. K. R. Bhagaa4;¥.:iv.) '~ " V

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E514, SIDCU V. Phase;

'A A«
, a 1'Rep:es€11it=ti by Sri. G. V. Babu,

2 \$.i.G.'V2i\$:E3_'\${Babu.

'Hagar,' -.
Managing Director,
S. T. Metal Works (P) Ltd.,
" V V 13:14, 311300 V Phase,
*-Hcsut ---- 635 126.
Tamil Nadu,

H ' Smt. Vinodha Vidya Balm.

W/or G. Vidya. Baku,
Director,

Srivari Metal Works (P) Ltd.,
13-14, SIDCO V Phase,

Hosur -- 635 126.

Tamil Nadu. .. RESPONDENTS

(By Sri.H.Udaya Kumar & A-ssts., Adv.) This Criminal Petition is filed under Section 482 of Cr.P.C. praying to quash the order dt.29.9.2006 by the ACMM., Bangalore in C.C.No.5063/05 and No.5063/05 on the file of the XIXV-J Addl.-CIVIL & M., .. _i5a:n_1ga'} care f allowing the above Criminal Petition. This Petition coming on made the following:

V ;Z:eQ... I. § l

Petitioner .. _emler dated 20"

September 2006:" Oigfhe Bangalore in j

2. dismissed the complaint on the the -- ccznplainant remained absent. He el despite giving sufficient time. the complainant has "He also referred. to earlier application I am under "= 309 of Cr.P.C. and has observed that the 'ix' is not interested in pI'%tItIng' the matter and in tJ_;rii:§ tw£:g;é&3It:i. be invoked the provisions of Section 256 of C1". RC. 'and; ordered that the examination-in~chief of PW4 as not 'A ' "Submitted for cross~exan:u'nation.

3. Learned Counsel for the petitioner submits PW-1 had gone to Rajasthan and in this regard. 'the petitioner's Counsel had sought for two weeks' " three occasions, petitioner remain' and abastnp héu ' f n will get the paint' :3 present for cms§:;<:exam:--._' _ h date of hearing.

Considering the ;::..~;d_ t h e learned Counsel for the mspondengéeé, The order dated 20th sep gem h-gr XIII Addl.C.M.M., Bangalore aside. The matter is remitted ~:o%'%m§; proceed with the cross\ examinatioyx ~ is directed to appear before the

4. ~ the pgiti h gjer --bv::___p;r;sent for cross-examination. Sd/-u Judge