

Karnataka High Court

Tyagaraj S/O Rajgopal Naidu vs The State Of Karnataka on 17 September, 2009

Author: Huluvadi G.Ramesh

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Between:

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ORDER

The petitioner has filed this petition seeking to quash the case against him in C.C.No.78/99 on the file of JMFC, Kalghatagi.

2. According to the learned Counsel for petitioner 'a'. ready the main accused has been acquitted. Therefore, "for extension of said benefit to this petitioner in "of Supreme Court reported in AIR 2005 2:68} if

3. A case has been registered against 'pe_tiltorie'r" arid other accused in Kalghatagi P.S. Crime No.-9lb}'--86~..for offen.ce5§punishable 11/3 379, 411 :o1"IPC--and of Karnataka Forest Act. It is pertinent to note. 'al:l~the_:lacc.used were absconding and split up charge sheet _f'1led'.;- 'Ti'}1eli'iiiain accused is said to have been acq' {iit't'e.,if benefit iofiiiextension of this benefit cannot be . extendiesdllito. in View of the fact that in order to avoid he Was--~..absconiding.

I 4{._* AV the circumstances, the order of acquittal of main if cannot be made applicable to the petitioner herein. It is 1 tr,/ ' la