NC: 2024:KHC:21719
CRL.RP No. 998 of 2023

**IN THE HIGH COURT OF KARNATAKA AT BENGALURU**

**DATED THIS THE 14TH DAY OF JUNE, 2024**

**BEFORE**

**THE HON'BLE MR JUSTICE V SRISHANANDA**

**CRIMINAL REVISION PETITION No.998 OF 2023 (397)**

**BETWEEN:**

MR. AKTHAR USMAN,
S/O ABOOBAKKAR,
AGED ABOUT 37 YEARS,
R/AT SAFWANGAHAR,
NEAR HEALTH CENTER, KAIKAMBA,
MANGALURU TALUK-574151.

...PETITIONER

(BY SRI. MUHAMMED THANVEER K., ADVOCATE - ABSENT)

**AND:**

M/S VIJAYA CO-OPERATIVE SOCIETY LTD.,
KULAI BRANCH, KULAI BRANCH,
MANGALURU TALUK-575019,
REP. BY ITS BRANCH MANAGER.

...RESPONDENT

Digitally signed by R MANJUNATHA
Location: HIGH COURT OF KARNATAKA

THIS CRL.RP IS FILED U/S. 397 R/W 401 CR.P.C PRAYING TO SET ASIDE THE ORDER DATED 02.05.2023 PASSED IN CRIMINAL APPEAL NO.58/2022 ON THE FILE OF HON'BLE 1ST ADDITIONAL DISTRICT AND SESSIONS JUDGE, D.K., MANGALURU, DISMISSING THE CRIMINAL APPEAL FILED BY THE REVISION PETITIONER AND CONFIRMING THE ORDER OF CONVICTION DATED 28.02.2022 PASSED IN C.C.NO.274/2018 ON THE FILE OF HON'BLE JMFC IX COURT AT MANGALURU BY ALLOWING THE ABOVE REVISION PETITION AND THEREBY TRIAL COURT BE DIRECTED TO HOLD FRESH TRIAL BEFORE THE TRIAL COURT UNDER THE FACTS AND CIRCUMSTANCES OF THE CASE.

THIS PETITION, COMING ON FOR ORDERS, THIS DAY, THE COURT MADE THE FOLLOWING:

**ORDER**

This Court directed issuance of notice to the respondent, by the Order dated 18.08.2023.

Till today process fee is not paid.

Accordingly, revision petition is ***dismissed*** for non prosecution.

**Sd/-**
**JUDGE**

kcm
List No.: 1 Sl No.: 13