

Subramanian v. State Through the Vigilance & Anticorruption, Cuddalore

Madras High Court (Nov 15, 1991)

CASE NO.

Criminal Original Petition No. 10658 of 1991

ADVOCATES

For the Appellant: G. Krishnan, Advocate.

For the Respondent: R.M. Kannappa Rajendran, Government Advocate (Crl.side).

JUDGES

THE HONOURABLE MR. JUSTICE PRATAP SINGH

JUDGMENT

(Prayer: Petition praying that in the circumstances stated therein and in the memo of grounds the High Court will be pleased to direct the lower court, Chief Judicial Magistrate, South Arcot at Cuddalore in Special Case No.1/88 to furnish copies of docket entries in a criminal case to the accused.)

1. Petition under S. 482 Criminal Procedure Code, praying for a direction to furnish copies of docket entries to the accused.
2. The learned counsel appearing for the petitioner states that docket entries were part of the record in a criminal case and parties thereto are entitled to copies of the same; but the court below has refused to grant copy and hence he is praying for a direction.
3. Rule 339 of the Criminal Rules of Practice reads as follows:

“339. Copies to be given to parties.” *Copies of any portion of the record of a Criminal case must be furnished to the parties concerned on payment of the proper stamp and the authorized fee for copying.....*”

Docket entry is also portion of record of a criminal case. As such, on payment of proper stamp and authorized fee for copying, a party must be furnished the copy of the docket sheet entries. In view of the above, the petition is allowed and the Chief Judicial Magistrate, South Arcot at Cuddalore, is directed to furnish copies of docket sheet entries to the party concerned in the case, on payment of proper stamp and the authorized

fee for copying.