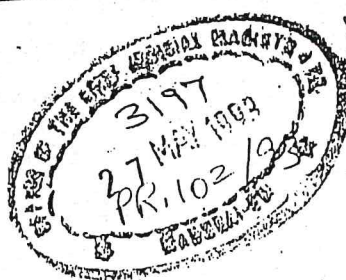


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M.C.No.402/93-RR.

C I R C U L A R

Sub: Criminal Appeals - Material objects -
Destruction of - Instructions - Issued.

The High Court while hearing Criminal Appeal 90/86 and 933/86, has found that the material objects relating to the said cases were destroyed by the Sessions Court concerned, causing much inconvenience to Courts.

The High Court issues the following instructions in the matter.

- (1) The Sessions Court on receipt of the Notice from High Court shall forthwith forward the records and material objects to the High Court.
- (2) The Sessions Courts before destroying the material objects, should ensure that no appeal or petition against the Sessions case has been filed and pending-
 - (i) By addressing the High Court and ascertaining whether any appeal or petition had been preferred and getting a reply from the High Court that no appeal or petition had been preferred or presented or that an appeal or petition, if preferred or presented, is pending and also waiting for another three months from the date of communication.

(ii) by addressing the concerned Police Station and ascertaining in writing from the police that no appeal or petition is preferred and presented or pending.

(iii) by addressing the accused through the Superintendent of the Prison concerned whether he/she had preferred or intends to prefer an appeal, or petition and getting a reply from the accused concerned.

The said instructions should be strictly adhered to without fail in future and any violation in the observance of the instructions issued in this regard would be viewed seriously and appropriate action taken against the Erring Officer.

High Court, Madras.

Dated: 18-5-1993.

Allenkumar
24/5/93
for Additional Registrar

Copy to

1. All the District Judges (with a request to bring to the notice of the Subordinate Courts).
2. The Principal Judge, City Civil Court, Madras.
3. The Chief Metropolitan Magistrate, Egmore, Madras.
4. All the Chief Judicial Magistrates (with a request to bring to the notice of the Subordinate Courts).

S.F. 3197/92/B. 28.5.93.

*copy communicated to the ACTRT.MOV.
and all the J.M.s. They should
follow the instructions strictly*

Chief
CHIEF JUDICIAL MAGISTRATE,
MADRAS.

28/5/93

24/6/93