



HIGH COURT OF ANDHRA PRADESH:: AMARAVATI

ROC.No. 605/SO/2024

Dated : 25.11.2024

C I R C U L A R No. 12/2024

The Hon'ble Supreme Court in Special Leave Petition (Criminal) Diary No(s).48856 of 2024 dated 08.11.2024 between **Patteeswaran vs. State** represented by the **Inspector of Police** passed the following order:

....."3. It is commonly known that such strategies are being adopted by some of the defence lawyers. One of us participated in a Conference of Judicial Officers and this difficulty was brought to the notice by the learned Trial Judges.

4. We, therefore, find it appropriate that in an event the witnesses are present and the defence counsel unnecessarily seeks an adjournment, learned Trial Judge should appoint an Amicus and direct the cross examination to proceed.

5. In the present case, we direct the learned Trial Judge to give one more opportunity to the petitioner herein to cross examine the witnesses.

... ..
... ..

8. The Registrar concerned is directed to forward a copy of this order to the Registrar General of all the High Courts for taking appropriate steps."

In view of the above directions of the Hon'ble Supreme Court, as directed, all the Judicial Officers working in the District Judiciary are directed to follow the above directions scrupulously in the facts and circumstances of the each case.

Please acknowledge this circular.

G. Lakshmana Reddy
25/11/2024
REGISTRAR GENERAL

To

- 1) The Prl. Secretary to the Hon'ble the Chief Justice.
(with a request to place the same for His Lordship's kind perusal)

RNO 7462
5/12/24

e-courts

- 2) All the Personal Secretaries to the Hon'ble Judges.
(with a request to place the same before their Lordship's kind perusal)
- 3) All Registrars, High Court of Andhra Pradesh.
- 4) The Registrar (IT-cum-CPC), High Court of Andhra Pradesh, (with a request to instruct the concerned to place the same in the official website of the High Court).
- 5) All the Unit Heads in the State Andhra Pradesh (with a request to circulate the same to all the Judicial Officers in their respective units).
- 6) All the Presiding Officers of Labour Courts/Tribunals in Andhra Pradesh.

District Court, Vizianagaram,
Date : .12.2024.

Copy of **CIRCULAR** No. 12/2024 dt. 25.11.2024 in ROC No. 605/SO/2024 of the Honourable High Court of Andhra Pradesh, Amaravathi, communicated **to all the Judicial Officers** in the Vizianagaram Judicial District, **for information and to follow the directions scrupulously.**

True Copy / By Order

HL
Chief Administrative Officer,
District Court, Vizianagaram.

Sd/ B. Sai Kalyan Chakravarthi

Principal District Judge,
Vizianagaram.

Note :-

All the Chief Administrative Officers / Senior Superintendents / Superintendents relating to Vizianagaram Judicial District, are directed to download the above said Order, from District Court website vizianagaram.dcourts.gov.in and place the same before their respective Judicial Officers.

Copies to :-

1. The Senior Superintendents (HC , C.N), District Court, Vizianagaram.
2. The Superintendents (CS,Translator,RK and OP Cell),District Court,Vizianagaram.
3. The System officer, e-Courts Project, District Court, Vizianagaram with a direction to upload the above said letter and order in District Court website.

.Dis.No. 4365 Date: 09.12.2024.

ITEM NO.41

COURT NO.3

SECTION II-C

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

SPECIAL LEAVE PETITION (CRIMINAL) Diary No(s). 48856/2024

(Arising out of impugned final judgment and order dated 18-06-2024 in CRLP No. 14019/2024 passed by the High Court of Judicature at Madras)

PATTEESWARAN

Petitioner(s)

VERSUS

STATE REP BY THE INSPECTOR OF POLICE

Respondent(s)

(IA No.250740/2024-CONDONATION OF DELAY IN FILING and IA No.250741/2024-EXEMPTION FROM FILING O.T.)

Date : 08-11-2024 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.R. GAVAI
HON'BLE MR. JUSTICE K.V. VISWANATHAN

For Petitioner(s) Mr. Pranab Prakash, AOR

For Respondent(s)

UPON hearing the counsel the Court made the following
O R D E R

1. Since no order prejudicial to the interest of the respondent is being passed, the requirement of issuance of notice to the respondent is waived.
2. Though we do not find any error with the impugned order passed by the High Court as well as the Trial Court, in order to sub-serve the ends of justice, we direct that one more opportunity be granted to the parties so as to enable the petitioner to cross examine the witnesses.
3. It is commonly known that such strategies are being adopted by

some of the defence lawyers. One of us participated in a Conference of Judicial Officers and this difficulty was brought to the notice by the learned Trial Judges.

4. We, therefore, find it appropriate that in an event the witnesses are present and the defence counsel unnecessarily seeks an adjournment, learned Trial Judge should appoint an Amicus and direct the cross examination to proceed.

5. In the present case, we direct the learned Trial Judge to give one more opportunity to the petitioner herein to cross examine the witnesses.

6. It is made clear that on the date to be fixed the petitioner shall cross examine the said witnesses. If again adjournment is sought on the said date, the learned Judge would not grant the same and proceed in accordance with law.

7. With these observations and directions, the special leave petition is disposed of.

8. The Registrar concerned is directed to forward a copy of this order to the Registrar General of all the High Courts for taking appropriate steps.

9. Pending application(s), if any, shall stand disposed of.

(NARENDRA PRASAD)
DEPUTY REGISTRAR

(ANJU KAPOOR)
COURT MASTER