

THE HON'BLE SRI JUSTICE T.SUNIL CHOWDARY

CRIMINAL PETITION No.13343 of 2015

ORDER:

This criminal petition is filed under Section 482 Cr.P.C., to quash the proceedings against the petitioners/A2 and A3 in C.C. No.123 of 2015 on the file of the court of II Additional Judicial Magistrate of First Class, Bhimavaram.

2. The learned counsel for the petitioners seeks permission of this court to permit the petitioners to withdraw the criminal petition with liberty to avail all the remedies available to them under law including filing of petition for discharge, if charges are not already framed. The learned counsel for the petitioners submitted that the presence of the petitioners before the trial court may be dispensed with. There is no dispute with regard to identity of the petitioners/A2 and A3. Even if the presence of the petitioners before the trial court is dispensed with, no prejudice will be caused to the second respondent—*de facto* complainant. Hence, the presence of the petitioners/A2 and A3 in C.C. No.123 of 2015 before the trial court on each and every date of adjournment is dispensed with. However, the petitioners shall appear before the trial court as and when their presence is so required.

3. With the above direction, this criminal petition is dismissed as withdrawn granting liberty as prayed for. Miscellaneous petitions, if any pending in this criminal petition, shall stand closed.

T.SUNIL CHOWDARY, J

December 15, 2015.

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