

HONOURABLE Dr. JUSTICE B.SIVA SANKARA RAO

CRIMINAL PETITION No.9830 of 2015

ORDER :

This Criminal Petition is filed by the Petitioners/ accused Nos.1 to 3 under Section 482 Cr.P.C seeking to quash the proceedings in Crime No.147 of 2014 of Proddatur I Town Police Station, YSR Kadapa District registered for the offences punishable under Section 498-A IPC and Sections 3 and 4 of Dowry Prohibition Act, 1961, which is outcome of report of 1st respondent—de facto complainant against accused Nos.1 to 3, no other than husband and sisters-in law.

2) Heard learned counsel for the petitioners/ accused Nos.1 to 3 as well as 2nd respondent—State represented by learned Public Prosecutor before admission and before ordering notice to 1st respondent—de facto complainant. Perused the material on record.

3) As the facts falls short for this Court to admit the Criminal Petition filed under Section 482 Cr.P.C to quash the FIR proceedings, hence the Criminal Petition is disposed of, giving liberty to petitioners to surrender before the learned Magistrate concerned and move for regular bail with notice to assistant public prosecutor concerned and in such event, the learned Magistrate shall grant bail with necessary conditions on the same day. Needless to say, at post bail stage, pending investigation their presence before the Court concerned can be dispensed with. Further remedies are left open to them, in the event of police filing final report and after taking cognizance by the learned Magistrate. It is submitted that the petitioner No.1/ accused No.1 is residing in Canada and he is coming soon to India to avail the concession of bail and to face the investigation if any. There shall be interim stay of arrest of petitioner No.1/ accused No.1 for a period of six weeks. In the meantime, he can land in India and surrender before the learned Magistrate and avail the concession of regular bail as referred supra.

4) Miscellaneous petitions, if any pending in this Criminal Petition, shall stand closed.

Dr. B. SIVA SANKARA RAO, J

Dt.26.10.2015

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HONOURABLE Dr. JUSTICE B.SIVA SANKARA RAO

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Date:26.10.2015

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