

HON'BLE SRI JUSTICE RAJA ELANGO

Criminal Revision Case No.2466 of 2015

ORDER:

This revision is preferred challenging the order dated 26-06-2015 made in CrI.M.P.No.300 of 2015 in C.C.No.121 of 2010 by the IV Additional Judicial Magistrate of First Class, Kakinada, wherein the learned Magistrate dismissed the petition filed by the petitioner invoking the provisions under Section 70 (2) of Cr.P.C. to recall N.B.W. issued against the petitioner – accused.

The learned counsel for the petitioner submitted before this Court that petitioner is ready to face the trial and he will not flee from the hands of justice.

Having heard the learned counsel for the petitioner and the learned Public Prosecutor and having perused the material available on record, this Court is of the view that the revision can be disposed of with the following directions :

The petitioner - accused is directed to surrender before the Court concerned and file a petition to recall the warrants issued against him and on such filing of a petition, the trial Court is directed to recall the warrants on the same day on his execution of a bond for a sum of Rs.5,000/- (Rupees Five thousand only) with one surety for a like sum and further the petitioner is directed to appear before the trial Court regularly.

Accordingly, the Criminal Revision Case is disposed of. Consequently, the Miscellaneous Petitions pending, if any, in this revision shall stand closed.

RAJA ELANGO, J.

25th November, 2015

skmr