

THE HONOURABLE SRI JUSTICE RAJA ELANGO

Crl.R.C.No.2084 of 2015

ORDER

-

The present criminal revision case is directed against the order dated 21.08.2015 passed in Crl.M.P.No.465 of 2015 in C.C.No.83 of 2013 on the file of Special Judicial Magistrate of First Class, Venkatagiri, SPSR Nellore District.

2. Heard and perused the material on record.

3. The petitioner/accused is involved in C.C.No.83 of 2013 registered for the offence punishable under Section 138 read with Section 142 of Negotiable Instruments Act, 1988. On 30.06.2015, as the petitioner/accused did not appear before the trial Court, NBW was issued against him. Seeking to recall the said NBW, the petitioner filed the impugned application. By the order impugned, the trial Court dismissed the said petition. Challenging the same, the present revision is filed.

4. Issuance of NBW is to secure the attendance of the petitioner before the trial Court. As the petitioner expressed his willingness to appear before the trial Court regularly, the NBW issued against him can be recalled.

5. The Criminal Revision Case is disposed of, with the following direction;

The petitioner is directed to surrender before the trial Court on or before 05.10.2015 and make an application for recalling of NBW pending against him. On filing such an application, the trial Court shall recall the warrant on the petitioner executing a bond for a sum of Rs.10,000/- (Rupees ten thousand only) with one surety for a like sum to its satisfaction, failing which, the trial Court is at liberty to take appropriate steps. Till such time, the warrant issued against the petitioner is hereby suspended. The petitioner herein further directed to appear before the trial Court on each and every date of adjournment.

Miscellaneous Petitions, if any, pending in this revision shall stand closed.

JUSTICE RAJA ELANGO

22nd September, 2015

sj