

HONOURABLE Dr. JUSTICE B.SIVA SANKARA RAO

CRIMINAL PETITION No.3833 of 2015

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ORDER :

This Criminal Petition is filed by the Petitioners/accused Nos.2 to 4 under Section 482 Cr.P.C seeking to quash the proceedings in C.C. No.383 of 2014 on the file of Judicial Magistrate of the First Class, Zaheerabad, Medak District which is based on a crime registered on the report of the defacto-complainant against the accused persons including her husband as A-1 for the offences punishable under Section 498-A I.P.C and Sections 3 and 4 of the Dowry Prohibition Act.

2) Heard the learned counsel for Petitioners and the 1st respondent-State representing the Public Prosecutor before ordering notice to the 2nd respondent-defacto-complainant and before admission and perused the material since falls short to admit the application for quashing, the petition is disposed of giving liberty to the petitioners to approach the learned Magistrate if there are grounds to seek for discharge under Section 239 Cr.P.C to decide on own merits from prosecution material vide ***State of Orissa V. Debendranath Padhi***.

3) In the event of filing any application by the petitioners along with A-1 before the trial Court to represent one among of them, the learned Magistrate shall consider and permit under Rule 37 of Criminal Rules of Practice with necessary conditions including any direction to attend as and when required their personal appearance.

4) With the above observations, the criminal petition is disposed of.

5) Miscellaneous petitions, if any pending, shall stand closed.

Dr. B. SIVA SANKARA RAO, J

Dt.04th June, 2015

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