

THE HONOURABLE SRI JUSTICE RAJA ELANGO
CRIMINAL PETITION No.5791 OF 2016

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ORDER:

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This Criminal Petition is filed under Section 482 of Code of Criminal Procedure (Cr.P.C.) to quash the proceedings in C.C.No.1776 of 2014 on the file of the I Chief Metropolitan Magistrate Court, Visakhapatnam, arising out of offences under Sections 120-B, 403, 406, 418 and 420 IPC.

Heard and perused the material available on record.

This Court is of the view that truth or otherwise of the allegations made against the petitioner can be decided only after due trial. Hence, this Court is not inclined to interfere with the proceedings against the petitioner.

Considering the facts and circumstances, as the question of identity of the petitioner does not arise, the presence of the petitioner before the Court below is dispensed with except on the dates when the trial Court insists for his appearance. The petitioner shall be represented through his counsel before the Court below on all hearing dates. The petitioner is given liberty to file an application seeking discharge before the Court below.

The Criminal Petition is accordingly disposed of. Consequently, miscellaneous petitions, if any, pending, shall stand closed.

JUSTICE RAJA ELANGO

21.04.2016

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