

**THE HONOURABLE SRI JUSTICE RAJA ELANGO**

**CRIMINAL PETITION No.4956 OF 2016**

**ORDER:**

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This petition is filed by the petitioner-accused No.1 under Section 482 Cr.P.C. seeking to quash the proceedings against him in C.C.No.80 of 2014 on the file of the Judicial Magistrate of First Class at Kadiri.

Heard and perused the material available on record.

The petitioner is alleged to have committed the offence punishable under Sections 409 and 420 IPC. It is alleged that the petitioner and A2, who are the Manager and Assistant Manager of Syndicate Bank, misappropriated the balance amounts in the customers' accounts.

Considering the facts and circumstances of the case and the allegations made against the petitioner, this Court is not inclined to grant the relief sought by the petitioner.

At this stage, the learned Counsel for the petitioner submitted that NBWs were issued against the petitioner and the same may be recalled.

In view of the above submission, the petitioner is directed to surrender before the trial Court and move an application seeking to recall NBWs issued against him. On such surrender and on such application being filed, the trial Court is directed to recall NBWs issued against the petitioner on the same day and release him on bail on his executing a personal bond for a sum of Rs.5,000/- (Rupees Five Thousand only) with one surety for the like sum to the satisfaction of the trial Court. The petitioner is directed to appear before the trial Court on all hearing dates.

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

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**JUSTICE RAJA ELANGO**

Date : 7.4.2016

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**DATED 7.4.2016**

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