

THE HON'BLE SRI JUSTICE M.S.K. JAISWAL

CRIMINAL PETITION No.12382 of 2016

ORDER:

This criminal petition is filed under Section 482 Cr.P.C., to quash the proceedings in C.C.No.439 of 2016 on the file of the Special Judicial Magistrate of First Class, Ongole, registered against the petitioner/A-1, for the offences punishable under Sections 341, 353 and 186 r/w.34 IPC.

Heard the learned counsel appearing for the petitioner/A-1 and the learned Additional Public Prosecutor, representing the State.

Specific allegations were made in the complaint against the petitioner. The truth or otherwise of the allegations can only be decided during course of trial. This Court is not supposed to make a roving enquiry into the allegations made in the charge sheet. I see no ground to quash the charge sheet.

In the facts and circumstances of the case and as requested by the learned counsel for the petitioner, the Criminal Petition is disposed of, directing the learned Magistrate to proceed with the trial and dispose of C.C.No.439 of 2016 expeditiously, however, without insisting for the presence of petitioner/A-1 for each and every adjournment unless it feels that his physical presence is necessary for any specific purpose.

Pending miscellaneous applications, if any, shall stand

closed in consequence.

M.S.K. JAISWAL, J

August 27, 2016

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