

THE HONOURABLE SRI JUSTICE RAJA ELANGO
CRIMINAL PETITION No.2338 OF 2016

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ORDER:

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The petitioners-A.1 to A.5 preferred the present Criminal Petition by invoking the provision under Section 482 of the Code of Criminal Procedure (in short 'Cr.P.C.') seeking to quash the proceedings in C.C.No.94 of 2016 on the file of the Judicial Magistrate of First Class, Kurnool.

Heard.

The offences alleged against the petitioners are punishable under Sections 498-A and 506 I.P.C and Section 4 of the Dowry Prohibition Act. Admittedly, after duly investigating into the complaint lodged by the *de facto* complainant, the Police filed charge sheet against the petitioners and other accused.

A reading of charge sheet also reveals some allegations against the petitioners, truth of which can be decided only after due trial. Hence, this Court is not inclined to interfere with the proceedings against the petitioners.

In any event, considering the nature of allegations wherein the question of identity of the accused does not arise, presence of the petitioners before the trial Court is dispensed with except on the dates of framing of charges and examination under Section 313 Cr.P.C. However, the petitioners shall be properly represented through their counsel before the trial Court.

Accordingly, the Criminal Petition is disposed of. Consequently, the Miscellaneous Petitions pending in this petition, if any, shall stand closed.

JUSTICE RAJA ELANGO

Date: 25.02.2016

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