

THE HONOURABLE SRI JUSTICE RAJA ELANGO
CRIMINAL PETITION No.5330 OF 2016

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ORDER:

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This Criminal Petition is filed by the petitioners/A-2 to A-4 seeking to quash the proceedings in C.C.No.1052 of 2010 pending on the file of the XV Additional Chief Metropolitan Magistrate, Nampally, Hyderabad.

2. Heard and perused the material available on record.

3. The offences alleged against the petitioners are punishable under Sections 498-A and 406 read with 34 I.P.C. and Sections 4 and 6 of the Dowry Prohibition Act, 1961.

4. Admittedly, after duly investigating into the complaint lodged by the *de facto* complainant, the police filed charge sheet against the petitioners. A reading of the charge sheet also reveals some allegations against the petitioners, truth of which can be ascertained only after due trial. Hence, this Court is not inclined to interfere with the proceedings against the petitioners.

5. After arguing for sometime, learned counsel for the petitioners confined his arguments to the extent of directing the trial Court to dispose of the case as expeditiously as possible and dispensing with the presence of the petitioners before the trial Court.

6. In view of the same and considering the nature of allegations wherein the question of identity of the petitioners does not arise, presence of the petitioners/A-2 to A-4 before the trial Court is dispensed with except on the dates of framing of charges and examination under Section 313 Cr.P.C. However, A-1, who is the husband of respondent No.2, shall be present before the trial Court on all dates of hearing on his behalf and on behalf of other accused also.

The petitioners shall be properly represented through their counsel before the trial Court. Further, as the case pertains to the year 2010, the trial Court is directed to dispose of C.C.No.1052 of 2010 pending on its file as expeditiously as possible, preferably, within a period of six (6) months from the date of receipt of a copy of this order.

7. Accordingly, the Criminal Petition is disposed of. Miscellaneous petitions pending, if any, in this Criminal Petition shall stand closed.

JUSTICE RAJA ELANGO

18.4.2016
AMD

THE HONOURABLE SRI JUSTICE RAJA ELANGO

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