

THE HONOURABLE SRI JUSTICE RAJA ELANGO
CRIMINAL PETITION No.5805 OF 2016

-
ORDER:

-
This Criminal Petition is filed under Section 482 of Code of Criminal Procedure (Cr.P.C.) to quash the proceedings in C.C.No.81 of 2016 on the file of the VII Additional Judicial Magistrate of First Class at Rajahmundry, arising out of offences under Sections 498-A, 506 and 109 IPC read with Section 34 IPC and Section 4 of the Dowry Prohibition Act.

Heard and perused the material available on record.

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

Admittedly the case is arising out of matrimonial disputes and also as the question of identification of the petitioners does not arise, the presence of the petitioners herein is dispensed with except on the dates when the trial Court insists for their appearance. The petitioners shall be represented through their counsel before the Court below on all hearing dates.

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

JUSTICE RAJA ELANGO

21.04.2016

pln