

THE HONOURABLE SRI JUSTICE RAJA ELANGO

CRIMINAL PETITION No.2558 of 2016

ORDER:

This Criminal Petition, under Section 482 Cr.P.C., is filed by the petitioner – Accused No.2 seeking to quash the proceedings initiated against him in C.C.No.795 of 2014 on the file of the XXI Metropolitan Magistrate, Cyberabad at Medchal.

Heard and perused the material available on record.

The petitioner is facing trial for the offences punishable under Section 420, 406, 468 and 506 IPC in CC No.7956 of 2015. The allegations against the petitioner are that he along with the other accused sold an extent of Acs.11.00 guntas of land to the de facto complainant and received part payment of Rs.51,50,000/-. Thereafter, the de facto complainant came to know that the said land was under litigation and the petitioner and other accused sold the same with fake pahanis. Admittedly, after duly investigating into the complaint lodged by the *de facto* complainant, the Police filed charge sheet against the petitioner and other accused.

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

At this stage, learned counsel for the petitioner confined his arguments only to the extent of dispensing with the presence of the petitioner before the trial Court.

Considering the facts and circumstances of the case and in view of the submission of the learned counsel for the petitioner, the presence of the petitioner - Accused No.2 is dispensed with before the

trial Court. The petitioner shall be properly represented through his counsel before the trial Court on all hearing dates.

With the above directions, this Criminal Petition is disposed of. Miscellaneous petitions pending if any, shall stand closed.

RAJA ELANGO, J

February 26, 2016.
KTL