

THE HON'BLE SRI JUSTICE T.SUNIL CHOWDARY

CRIMINAL REVISION CASE No.2809 OF 2016

ORDER:

This Criminal Revision Case is filed under Sections 397 and 401 of Cr.P.C. challenging the docket order dated 21.10.2016 passed in C.C.No.44 of 2016 on the file of the Court of the Special Judge for trial of SPE and ACB Cases at Karimnagar.

2. Heard the learned counsel for the petitioner and the learned Standing Counsel for A.C.B.

3. A perusal of the record reveals that the A.C.B. Officials filed charge sheet against the petitioner/A.1 and issued a Non-Bailable Warrant. It is needless to say that after filing of the charge sheet, the Court has to issue Bailable Warrant to the accused. If the accused fails to appear in pursuance of the Bailable Warrant, then the Court can issue Non-Bailable Warrant. In the instant case, the trial Court straightaway issued the Non-Bailable Warrant instead of issuance of Bailable Warrant.

4. Learned counsel for both the parties with one voice submitted that the issue involved in this revision is squarely covered by the order of this Court dated 30.04.2013 passed in Criminal Revision Case Nos.858, 859 and 896 of 2013.

5. Having regard to the facts and circumstances of the case and also the order of this Court dated 30.04.2013 passed in Criminal Revision Case Nos.858, 859 and 896 of 2013, the docket order in question is hereby set aside. The trial Court is requested to issue

Bailable Warrant against the petitioner herein for his appearance before the trial Court.

6. Accordingly, the Criminal Revision Case is allowed.

7. Consequently, Miscellaneous Petitions, if any, pending in this Criminal Revision Case shall stand closed.

T.SUNIL CHOWDARY, J

Date: 08.11.2016

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