

THE HON'BLE SRI JUSTICE RAJA ELANGO

Criminal Petition No.5158 of 2016

ORDER:

This Criminal Petition is filed under Section 482 Cr.P.C. seeking to quash proceedings initiated against the petitioners/accused in C.C.No.109 of 2016 on the file of I Additional Judicial Magistrate of First Class, Kadapa, arising out of Crime No.1 of 2015 of Kadapa II Town Police Station, Kadapa, registered for the offences punishable under Sections 406 and 420 IPC.

Heard and perused the material.

The offences alleged against the petitioners are punishable under Sections 406 and 420 IPC. Admittedly, after duly investigating into the complaint lodged by the *de facto* complainant, the Police filed charge sheet against the petitioners/accused.

A reading of charge sheet also reveals some allegations against the petitioners, 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.

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

Accordingly, the criminal petition is disposed of. Consequently, miscellaneous petitions, if any, pending, shall stand

closed.

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RAJA ELANGO, J

Date: 11-04-2016

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