

THE HON'BLE SRI JUSTICE M.S.K.JAISWAL

CRIMINAL PETITION No.8486 of 2016

ORDER:

This Criminal Petition is filed by the petitioners/respondents 1 and 2 under Section 482 Cr.P.C. to quash the proceedings in D.V.C.No.15 of 2016 on the file of Special Judicial Magistrate of First Class for DVC Cases-cum-Special Excise Court, Nellore.

Heard the learned counsel appearing for the petitioners and the learned Additional Public Prosecutor representing the State.

Having perused the material on record, it is evident that there are certain allegations against the petitioners/respondents 1 and 2. The truth or otherwise of the allegations can only be decided during the course of trial. Therefore, this Court is not inclined to quash the impugned proceedings.

In that view of the matter, the Criminal Petition is disposed of directing the learned Special Judicial Magistrate of First Class for DVC Cases-cum-Special Excise Court, Nellore, to proceed with the enquiry and dispose of D.V.C.No.15 of 2016 within a period of three (3) months from today, without insisting the presence of the petitioner/respondent No. 2 in DVC on each and every adjournment, unless the Magistrate feels that her presence is necessary for any specific purpose.

Pending miscellaneous applications, if any, shall stand closed in consequence.

M.S.K.JAISWAL,J

Date: 20.06.2016
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