

THE HONOURABLE SRI JUSTICE RAJA ELANGO
CRIMINAL PETITION No.13124 OF 2015

ORDER:

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This Criminal Petition is filed under Section 482 of the Code of Criminal Procedure, 1973 by the petitioner/accused seeking to direct the III Additional Judicial First Class Magistrate, Kakinada not to conduct further proceedings in S.T.C.No.1 of 2010 on the file of that Court so long as the stay granted by the Supreme Court as per the order, dated 3.8.2009, in S.L.P. (Criminal No.5273-5285/2009) is in force, and to recall the orders of NBW issued by the learned Magistrate in between 30.4.2014 to 18.2.2015 and also not to take coercive steps against the petitioner by issuing NBW without service of summons and to follow the procedure prescribed under the Code of Criminal Procedure for the disposal of the case.

2. Heard and perused the material available on record.
3. The offence alleged against the petitioner is punishable under Section 509 I.P.C.
4. After arguing for sometime, learned counsel for the petitioner while not pressing for the main prayer, confined his arguments only to the extent of dispensing with the presence of the petitioner before the trial Court and also prayed to recall the N.B.W issued against the petitioner by the trial Court and stated that the petitioner is ready to face the trial and he will not flee from the hands of justice.
5. Having heard the learned counsel for the petitioner and the learned Public Prosecutor and having perused the material available on record, this Court is of the view that this Criminal Petition can be disposed of with the following directions:

JUSTICE RAJA ELANGO

AMD

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Date: 28.3.2016

AMD