

THE HONOURABLE SRI JUSTICE RAJA ELANGO
CRIMINAL PETITION No.3820 OF 2016

ORDER:

This Criminal Petition is filed under Section 482 of Code of Criminal Procedure (Cr.P.C.) to quash the proceedings in C.C.No.41 of 2016 on the file of the XIII Additional Chief Metropolitan Magistrate, Nampally, Hyderabad, arising out of offences under Sections 498-A, 406 and 420 IPC and Sections 4 and 6 of the Dowry Prohibition Act.

Heard and perused the material available on record.

This Court is of the view that truth or otherwise of the allegations made against the petitioners can be decided only after due trial. The contentions raised by the learned counsel for the petitioners are to be tried by the Court below and hence, this Court is not inclined to interfere with the proceedings against the petitioners. At this stage, learned counsel for the petitioners submits that the Court below issued Non Bailable Warrants (NBWs) against the petitioners and as such, prays this Court to recall NBWs.

The petitioners are directed to appear before the Court below on or before 30.04.2016 and file an application for recalling NBWs issued against them and on filing of such application, the Court below is directed to recall the NBWs issued against them on the same day on condition of each of them executing a personal bond for a sum of Rs.10,000/- (Rupees ten thousand only) with one surety for the like sum each to the satisfaction of the said Magistrate. The presence of the petitioners before the trial Court is dispensed with except on the dates when the trial Court insists for their appearance. The petitioners are directed to be represented by their counsel before the Court below on all hearing dates.

The Criminal Petition is accordingly disposed of. Consequently, miscellaneous petitions, if any, pending, shall stand closed.

JUSTICE RAJA ELANGO

23.03.2016

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