

HON'BLE SRI JUSTICE C. PRAVEEN KUMAR

CRIMINAL REVISION CASE No.2117 of 2016

ORDER:

The present Criminal Revision Case is filed under Sections 397 and 401 of Cr.P.C. aggrieved by the notice of forfeiture of Bond for Good Behaviour in M.C.No.130 of 2016 dated 02.08.2016 issued by the Executive Magistrate, Chilkur.

Heard and perused the material on record.

Learned counsel for the petitioner submits that the authorities concerned erroneously issued a notice of forfeiture of bond for good behaviour requiring the petitioner to pay penalty of Rs.5,00,000/- or to show cause why the petitioner should not be adjudged for imprisonment till such bond period expires. He further submits that even though show case notice is issued without any enquiry, the authorities concerned directed the petitioner to be remanded to judicial custody.

Having regard to the facts and circumstances of the case, the petitioner is directed to give explanation within two (02) weeks from today and on such explanation, the Executive Magistrate, Chilkur is directed to conduct enquiry as per the provisions of the Code of Criminal Procedure and to pass appropriate orders. Till then, the impugned notice of forfeiture of bond for Good behaviour dated 02.08.2016 is set-aside. If the petitioner is aggrieved by the orders to be passed by the authorities concerned, he is at liberty to approach the proper forum for an appropriate relief.

Accordingly, the Criminal Revision Case is allowed.

Consequently, the miscellaneous petitions, if any, pending shall stand closed.

C.PRAVEEN KUMAR,J

17.08.2016

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