

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

CRIMINAL PETITION No.11977 of 2016

ORDER:

This petition is filed questioning the inaction of the learned 1st Additional Junior Civil Judge (1st Additional Judicial Magistrate of First Class), Tenali, in not disposing of either way CrI.M.P(SR).No.4693/2015 in CrI.M.P.No.81/1999 in O.P.No.25/1989.

It is submitted that since there was violation of the orders of the Court, a Contempt Case was moved and the learned Magistrate has disposed of the same on 23.03.2015 but however erroneously has closed all the Miscellaneous Petitions that were pending as on that day even though they are not the subject matter of the contempt case. Therefore, immediately, the petitioner on 16.07.2015 filed petition to restore the Criminal Miscellaneous Petitions which were erroneously closed while disposing of the Contempt Case. It is submitted that the learned Magistrate has initially returned the petitions which were re-submitted on 02.11.2015. Since then those petitions are pending without there being any adjudication. In that view of the matter, a direction is sought for to dispose of CrI.M.P(SR).No.4693/2015 in CrI.M.P.No.81/1999 in O.P.No.25/1989 at the earliest.

Having considered the material on record, the Criminal Petition is disposed of, directing the Court below to dispose of CrI.M.P(SR).No.4693/2015 in CrI.M.P.No.81/1999 in O.P.No.25/1989 on merits, as expeditiously as possible, preferably, within a period of one month from the date of receipt of a copy of this order.

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

M.S.K.JAISWAL,J

Date: 16.08.2016

Dsr