

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

CRIMINAL PETITION No.12379 of 2016

ORDER:

This criminal petition is filed under Section 482 Cr.P.C., to quash the proceedings in S.C.No.58 of 2015 on the file of the Special Judge for Trial of Cases under SCS AND STS (POA), Visakhapatnam, registered against the petitioners/A-8 and A-13, for the offences punishable under Sections 420, 468, 471 and 120(B) r/w.34 IPC and Section 3(v) of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989.

Heard the learned counsel appearing for the petitioners/A-8 and A-13 and the learned Additional Public Prosecutor, representing the State.

Specific allegations were made in the complaint against the petitioner. The truth or otherwise of the allegations can only be decided during course of trial. This Court is not supposed to make a roving enquiry into the allegations made in the charge sheet. I see no ground to quash the charge sheet.

In the facts and circumstances of the case and as requested by the learned counsel for the petitioners, the Criminal Petition is disposed of, directing the learned Sessions Judge to proceed with the trial and dispose of S.C.No.58 of 2015 within a period of six (6) months from the date of receipt of a copy of this order, however, without insisting for the presence of petitioners/A-

8 and A-13 for each and every adjournment unless it feels that their physical presence is necessary for any specific purpose.

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

M.S.K. JAISWAL, J

August 27, 2016

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