

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

CRIMINAL PETITION No.10363 of 2016

ORDER:

This criminal petition is filed under Section 482 Cr.P.C. to quash the proceedings in C.C.No.148 of 2012 on the file of the Additional Judicial First Class Magistrate, Kadiri, Ananthapur District, registered against the petitioners/A.1 to A.3, for the offences punishable under Section 7-A of Essentials Commodities Act.

Heard the learned counsel appearing for the petitioners/A.1 to A.3 and the learned Additional Public Prosecutor, representing the State.

Specific allegations were made in the complaint against the petitioners. 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 Magistrate to proceed with the trial and dispose of C.C.No.148 of 2012 within six months from today, however, without insisting for the presence of the petitioner Nos.1 & 3/A.1 and A.3 for each and every adjournment unless it feels that their physical presence is necessary for any specific purpose. The petitioner No.2/A.2 shall continue to appear during the course of trial.

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

M.S.K.JAISWAL, J

Date: 18.07.2016
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