

HONOURABLE SRI JUSTICE M.S.K. JAISWAL

CRIMINAL PETITION No. 13153 of 2016

ORDER:

The criminal petition is filed under Section 482 Cr.P.C. seeking to quash the proceedings in CC No. 585 of 2012 pending adjudication on the file of learned Additional Judicial First Class Magistrate, Peddapuram, registered for the offences punishable under Section 420, 468, 471 & 419 read with Section 109 IPC.

Heard the learned counsel appearing for the petitioner/Accused No.4, and the learned Additional Public Prosecutor, representing the State.

Having heard the learned Counsel on either side and gone through the material available on record, it is obvious that specific allegations were made in the complaint against the petitioner/Accused No.4. 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 proceedings in the aforesaid Calendar Case.

Considering the facts and circumstances of the case and as requested by the learned counsel for the petitioner, the Criminal Petition is disposed of, directing the Court below to proceed with the trial and dispose of the aforesaid CC positively within a period of six months from the date of receipt of a copy of this order, without seeking further time, and without insisting for the presence of the petitioner/Accused No.4 for each and every

adjournment, unless it feels that his physical presence is necessary for any specific purpose. The Counsel on record shall represent the petitioner/Accused No.4 before the Court below on each and every date of hearing the case.

Miscellaneous petitions pending consideration if any in the Criminal Petition shall stand closed in consequence. No order as to costs.

JUSTICE M.S.K. JAISWAL

DATED 15th September, 2016.
Msnrx

