

THE HONOURABLE SRI JUSTICE RAJA ELANGO
CRIMINAL PETITION No.5811 OF 2016

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ORDER:

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This Criminal Petition is filed under Section 482 of Code of Criminal Procedure (Cr.P.C.) to quash the proceedings in C.C.No.407 of 2015 on the file of the Special Judicial Magistrate of First Class (Excise), Eluru, West Godavari District, arising out of offences under Sections 447 and 427 IPC.

Heard and perused the material available on record.

This Court is of the view that truth or otherwise of the allegations made against the petitioner can be decided only after due trial. Hence, this Court is not inclined to interfere with the proceedings against the petitioner.

Considering the facts and circumstances of the case and also as the question of identity of the petitioner does not arise, the presence of the petitioner herein is dispensed with except on the dates when the trial Court insists for his appearance. The petitioner shall be represented through the counsel before the Court below on all hearing dates.

The Criminal Petition is accordingly disposed of. Consequently, miscellaneous petitions, if any, pending, shall stand closed.

JUSTICE RAJA ELANGO

20.04.2016

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