

THE HON'BLE Dr. JUSTICE SHAMEEM AKTHER

Criminal Petition No.1092 of 2018

ORDER:

This Criminal Petition, under Section 482 of the Code of Criminal Procedure, 1973, is filed by the petitioners to quash the proceedings in D.V.C.No.41 of 2017 on the file of the XXI Metropolitan Magistrate, Cyberabad at Medchal.

2. Heard the learned counsel for the petitioners, learned Assistant Public Prosecutor representing the 3rd respondent-State and perused the record.

3. In view of the decision rendered by this Court in Gaddameedi Nagamani Vs. State of Telanga & Others¹, the order of taking cognizance by the Magistrate under the provisions of the Domestic Violence Act, 2005, is an appealable order under Section 29 of the Domestic Violence Act, 2005. Under these circumstances, the petitioners are given liberty to file an appeal before the Court of Session, as contemplated under law.

4. With the above observation, the Criminal Petition is disposed of.

Miscellaneous petitions, if any, pending in this Criminal Petition, shall stand closed.

Dr. SHAMEEM AKTHER, J

01st February, 2018
Bvv

¹ 2015 (2) ALD (CrL.) 764 (A.P.)