

SMT JUSTICE T. RAJANI

CRIMINAL PETITION No.13789 of 2011

ORDER:

This petition is filed under Section 482 Cr.P.C., for quashing the proceedings in C.C.No.454 of 2011 on the file of II Additional Judicial Magistrate of First Class, at Kovvur, against the petitioners, which was taken on file for the offence punishable under Section 498A IPC.

2. Heard the learned counsel for the petitioner. None appears for the 2nd respondent. Heard the learned Public Prosecutor for the 1st respondent-State.

3. Learned counsel for the petitioner submits that against accused Nos.2 and 3, there are no allegations attracting the alleged offences. But a perusal of the complaint would show that several allegations were made against accused Nos.2 and 3. Though one allegation is regarding fabrication of sale deed, the other allegation is that they used to support A1 in harassing the defacto complainant to get rid of the defacto complainant. Hence, in the above circumstances, this Court opines that unless the matter undergoes trial, the truth would not come out.

4. Hence, feeling it not safe to quash the proceedings, the criminal petition is dismissed. However, considering the request of the learned counsel for the petitioners, the trial Court is directed not to insist on the presence of petitioners on every date of adjournment, except on the days when the presence of the petitioners is required. Pending miscellaneous petitions, if any, shall also stand dismissed.

T. RAJANI, J

05th December, 2018
KSM

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