

THE HON'BLE Dr. JUSTICE SHAMEEM AKTHER

Criminal Petition No.392 of 2017

ORDER:

This Criminal Petition, under Section 482 of the Code of Criminal Procedure, 1973, is filed by the petitioner to quash the proceedings in D.V.C.No.5 of 2016 on the file of the XXVI Metropolitan Magistrate, Cyberabad at Maheshwaram.

2. Heard. Perused the record.

3. In view of the decision rendered by this Court in Gaddameedi Nagamani Vs. State of Telangana & Others¹ the order of taking cognizance by the Magistrate under the provisions of the Domestic Violence Act, 2005, is an appealable order Section 29 of the Domestic Violence Act, 2005. Under these circumstances, the petitioner is 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 March, 2018
Bvv

¹ 2015 (2) ALD (CrL.) 764 (A.P.)