

THE HON'BLE Dr. JUSTICE SHAMEEM AKTHER

CRIMINAL PETITION No. 1581 OF 2015

ORDER:

This Criminal Petition, under Section 482 of the Code of Criminal Procedure, 1973, is filed by the petitioner-R.1 to quash the order dated 26.03.2014 in CrI.M.P. No.1003 of 2014 in D.V.C. No.7 of 2014 on the file of the II Additional Judicial Magistrate of First Class-cum-XIX Metropolitan Magistrate, Cyberabad, Kukatpally at Miyapur.

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

3. If the petitioner-R.1 is aggrieved by the interim order of the learned Magistrate, he has to agitate his grievance before the Court of Session under Section 29 of the Protection of Women from Domestic Violence Act, 2005 (DV Act). When there is specific provision which would take care of the grievance of the petitioner-R.1, inherent powers under Section 482 Cr.P.C. cannot be invoked. Hence, the Criminal Petition is not maintainable against the impugned order.

4. The Criminal Petition is, accordingly, dismissed. Miscellaneous petitions, if any, pending in this Criminal Petition, shall stand closed.

Dr. SHAMEEM AKTHER, J

22.02.2018

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