

THE HON'BLE Dr. JUSTICE SHAMEEM AKTHER

Criminal Petition No.1268 of 2019

ORDER:

This Criminal Petition, under Section 482 of the Code of Criminal Procedure, 1973, is filed by the petitioner/accused to quash the proceedings in C.C.No.816 of 2017 on the file of IV Additional Junior Civil Judge-cum-XII Additional Metropolitan Magistrate, Kukatpally at Miyapur, Cyberabad, registered for the offences punishable under Sections 354D & 509 of IPC.

2. Heard the learned counsel for the petitioner/accused, the learned Additional Public Prosecutor representing the 1st respondent-State and perused the record.

3. The learned counsel for the petitioner/accused would submit that there are no allegations against the petitioner/accused constituting offences punishable under Sections 354D and 509 of IPC. However, the subject charge-sheet was filed. The investigating officer did not collect the 'Secret Page' by which the petitioner/accused allegedly committed the offences and ultimately prayed to allow the application.

4. On the other hand, the learned Additional Public Prosecutor opposed for the relief sought by the petitioner/accused contending that there are statements of the victim as well as the witnesses to substantiate the accusations levelled against the petitioner/accused and ultimately prayed to dismiss the application.

5. As per the record placed before this Court and the statements of the independent witnesses, there are specific and grave allegations

against the petitioner/accused constituting offences punishable under Sections 354D and 509 of IPC. At this stage of dictating the order, the learned counsel for the petitioner/accused seeks permission to withdraw this Criminal Petition. As far as the Criminal Petition is concerned, there are no merits to consider the same. Since a request is made to withdraw this Criminal Petition, this Criminal Petition is dismissed as withdrawn.

Pending Miscellaneous Petitions, if any, shall stand closed.

06th March, 2019
Bvv

Dr. SHAMEEM AKTHER, J

