THE HONOURABLE JUSTICE G SRI DEVI

CRIMINAL PETITION No.3340 OF 2019

ORDER:

This Criminal Petition, under Section 482 of the Code of Criminal Procedure, 1973, is filed by the petitioner seeking to quash the proceedings in D.V.C.No.212 of 2018 on the file of the III Metropolitan Magistrate, Nampally, Hyderabad.

2. Heard. Perused the record.

3. In the light of the judgment in GADDAMEEDI NAGAMANI v. STATE OF TELANGANA[1], this quash petition is not maintainable as Section 29 of the Protection of Women from Domestic Violence Act, 2005 affords an efficacious remedy by way of an appeal against the act of the Court below in taking cognizance and numbering the D.V.C.

4. The Criminal Petition is accordingly disposed of, leaving it open to the petitioner to avail the appellate remedy in accordance with the due procedure. Needless to state, the petitioner would be at liberty to file applications, as set out in para 21 of Gaddameedi Nagamani's case before the appellate Court.

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

JUSTICE G SRI DEVI

21.06.2019
gkv

[1] 2015(2) ALD (CRL.) 764

HIGH COURT FOR THE STATE OF TELANGANA
HYDERABAD