

HONOURABLE JUSTICE G. SRI DEVI
CRIMINAL PETITION No. 5138 of 2019

ORDER:

1. This Criminal Petition is filed under Section 482 Cr.P.C. seeking quashing of the proceedings in C.C.No.12 of 2018 on the file of the Judicial First Class Magistrate, Kodad. A private complaint came to be filed against the petitioner for the offences punishable under section 138 and 142 of the Negotiable Instruments Act, 1881.
2. Though the present Criminal Petition is filed seeking quashing of entire proceedings, but learned counsel for the petitioner restricts his prayer seeking dispensation of the presence of the petitioner before the trial Court on every date of adjournment.
3. The learned Public Prosecutor submits that since the identity of petitioner is not in dispute, his presence in the above C.C. may not be necessary on every date of adjournment.
4. Having regard to the facts and circumstances of the case, the personal appearance of the petitioner in C.C.No.12 of 2018 on the file of the Judicial First Class Magistrate, Kodad, is hereby dispensed with except on the dates when his presence is specifically required by the Court. The petitioner shall be represented by his counsel.
5. With the above direction, the Criminal Petition is disposed of. As a sequel thereto, Miscellaneous Petitions, if any, pending in this Criminal Petition, shall stand closed.

JUSTICE G. SRI DEVI

26.08.2019
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