THE HONOURABLE SRI JUSTICE SANJAY KUMAR

CRIMINAL PETITION No.13393 of 2016

ORDER:

The petitioner is aggrieved by the registration of D.V.C.No.18 of 2015 on the file of the learned II Metropolitan Magistrate, Cyberabad at L.B.Nagar. He seeks quashing of the proceedings in the said case.

In the light of the judgment in GADDAMEEDI NAGAMANI V/s. 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.

The criminal petition is accordingly dismissed 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 before the appellate Court. I.A.No.2 of 2016 (Crl.M.P.No.15107 of 2016) shall also stand dismissed.

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JUSTICE SANJAY KUMAR

Date:01.05.2019p

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