

**HON'BLE JUSTICE G. SRI DEVI**  
**CRIMINAL PETITION No.6251 of 2019**

**ORDER :**

This Criminal Petition is filed under Section 482 of the Code of the Criminal Procedure, 1973, seeking to quash the proceedings in C.C.No.1384 of 2017 on the file of the Judl. Magistrate of I Class, Asifabad.

2. A charge sheet came to be filed against the petitioners/A1 to A5 for the offences punishable under Sections 498-A and 420 IPC and 3 and 4 of D.P. Act.

3. Though the present Criminal Petition is filed seeking quashing of entire proceedings against the petitioners, learned counsel for the petitioners restricts his prayer seeking dispensation of the presence of the petitioners before the trial Court on every date of adjournment.

4. The learned Public Prosecutor submits that as the 1<sup>st</sup> petitioner-A1 is the prima accused, he is not entitled for dispensation of his personal appearance before the trial Court. However, since the identity of the other petitioners is not in dispute, their presence in the above C.C. may not be necessary on every date of adjournment.

5. Having regard to the facts and circumstances of the case, the personal appearance of the petitioners 2 to 5/A2 to A5 in C.C.No.1384 of 2017 on the file of the Judl. Magistrate of I Class, Asifabad, is hereby dispensed with while permitting them to mark their appearance through

their counsel, except on the dates when their presence is specifically required by the said Court. However, the dispensation of the personal appearance of the 1<sup>st</sup> petitioner-A1 before the trial Court in the above C.C. is rejected.

6. With the above direction, the Criminal Petition is disposed of. As a sequel, miscellaneous petitions pending, if any, shall stand closed.

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**JUSTICE G. SRI DEVI**

**DATED: 30.09-2019.**

Hsd



