

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION No.10283 OF 2022

ORDER:

This Criminal Petition is filed under Section 482 of the Code of Criminal Procedure, 1973 (for short 'Cr.P.C.') by the petitioners-Accused Nos.1 and 2 to quash the proceedings against them in C.C.No.2186 of 2019 pending on the file of I Additional Judicial first Class Magistrate at Jagtial. The offence alleged against him is under Section 420 of Indian Penal Code (for short "IPC")

2. Heard learned counsel for the petitioners and learned Additional Public Prosecutor for the respondent – State. Perused the record.

3. Learned counsel for the petitioners submits that the dispute is purely civil in nature. He also submits that the petitioners are working in emergency medical Department, as such, they are facing difficulty in attending the Court on every date of hearing. Learned counsel for the petitioners states that no further orders are required except to dispense with the personal appearance of the petitioners before the trial Court.

4. Considering the aforesaid submission of the learned counsel for the petitioners, the attendance of the petitioners herein – Accused Nos.1 and 2 is dispensed with in C.C.No.2186 of 2019 pending on the file of I Additional Judicial first Class Magistrate at Jagitial, when represented by their counsel on record. The attendance of the petitioners is dispensed subject to filing an affidavit by the petitioners stating that in their absence the proceedings conducted by their counsel will not be disputed by them in any manner and also they shall not dispute their identity. However, the petitioners shall appear before the learned Magistrate as and when their presence is required. In the event of the petitioners failure to appear when the Court directs, this order dispensing their attendance would stand cancelled.

5. Accordingly, the Criminal Petition is disposed off.

Miscellaneous applications pending, if any, shall stand closed.

K.SURENDER, J

Date: 22.11.2022
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