

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION No.11812 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 to 3 to quash the proceedings against them in C.C.No.314 of 2022 pending on the file of I Additional Judicial Magistrate of First Class at Bodhan. The offences alleged against them are under Sections 447, 506, 504, 34 of IPC.

2. Heard learned counsel for the petitioners and learned Additional Public Prosecutor for the respondent No.1 – State. Perused the record.

3. Learned counsel for the petitioners confines his prayer to dispense with the attendance of the petitioners herein.

4. Thus, having regard to the facts and circumstances of the case, except Accused No.3 the attendance of the petitioners herein – Accused Nos.1 and 2 is dispensed with in C.C.No.314 of 2022 pending on the file of I Additional Judicial Magistrate of First Class at Bodhan, when represented by their counsel on record. The attendance of the petitioners-accused Nos.1 and 2 is dispensed with 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 of.

Miscellaneous applications pending, if any, shall stand closed.

K.SURENDER, J

Date: 29.12.2022
gms

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