

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION No.11846 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 petitioner-Accused No.1 to quash the proceedings against him in C.C.No.1746 of 2021 pending on the file of Principal Junior Civil Judge cum XI Additional Metropolitan Magistrate at Rajendranagar. The offences alleged against him are under Sections 448, 324, 504 and 506 read with 34 of Indian Penal Code (for short "IPC").

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

3. Learned counsel for the petitioner confined his prayer to dispense with the personal appearance of the petitioner - Accused No.1.

4. Thus, having regard to the facts and circumstances of the case, the attendance of the petitioner – Accused No.1 is dispensed with in C.C.No.1746 of 2021 pending on the file of Principal Junior

Civil Judge cum XI Additional Metropolitan Magistrate at Rajendranagar, when represented by his counsel on record. The attendance of the petitioner is dispensed with subject to filing an affidavit by him stating that in his absence the proceedings conducted by his counsel will not be disputed by him in any manner and also he shall not dispute his identity. However, the petitioner shall appear before the learned Magistrate as and when his presence is required. In the event of the failure of the petitioner to appear when the Court directs, this order dispensing his attendance would stand cancelled.

5. Accordingly, the Criminal Petition is disposed of. Needless to say, in the event of the petitioners filing an application under seeking discharge, the concerned Court shall dispose it of on merits within a period of four (04) weeks.

Miscellaneous applications pending, if any, shall stand closed.

K.SURENDER, J

Date: 29.12.2022
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