

IN THE HIGH COURT OF ANDHRA PRADESH :: AMARAVATI

HON'BLE SRI JUSTICE NINALA JAYASURYA

CRIMINAL PETITION No.7856 OF 2022

Between:-

Sandeep Bhavan Pamarati

... Petitioner/
Respondent No.1

and

The State of Andhra Pradesh represented by
Represented by its Public Prosecutor
and others

... Respondents

Counsel for petitioner : Party-in-Person

Counsel for the 1st respondent: The Public Prosecutor

ORDER:

Heard the party-in-person and the learned Assistant Public Prosecutor appearing for the 1st respondent.

2. The present Criminal Petition is filed under Section 482 of the Code of Criminal Procedure, 1973 seeking to quash the proceedings in D.V.C. No.14 of 2017 on the file of the Court of the III Additional Judicial Magistrate of First Class, Ongole.

3. The party-in-person submits that in the above case, recording of evidence is almost completed and the matter is

coming up for cross-examination of the 2nd respondent herein since 07.2.2020 but she has been absenting without any reason or representation whatsoever and that Trial Court is adjourning the matter time and again. He also submits that due to pendency of the matter, the petitioner is seriously prejudiced.

4. According to Section 12(1) of the Protection of Women from Domestic Violence Act, an aggrieved person may present an application seeking one or more reliefs under the Act, and as per Section 12(5) of the Act, the Magistrate shall endeavour to dispose of every such application within a period of sixty days from the date of its first hearing. The D.V.C. is of the year 2017. As per the copy of the proceedings produced by the petitioner, the matter is coming up for further evidence of the 2nd respondent herein since long and it appears that due to out-break of Covid-19, the matter went several adjournments. However, now, Courts are functioning normally and in such circumstances, the grievance of the petitioner is well-founded.

5. Considering the submissions made by the petitioner and perusing the material placed, the matter is being disposed of, at the stage of admission, providing that the learned Magistrate shall make endeavour to dispose of the D.V.C. No.14 of 2017, as expeditiously as possible, preferably within a period of three months from the date of receipt of a copy of this order.

6. With the above direction, the Criminal Petition is disposed of. Miscellaneous applications, pending if any, shall stand closed.

NINALA JAYASURYA, J

September 29, 2022.

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