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Aditya Manware Vs. the State of Madhya Pradesh

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Court : Madhya Pradesh

Decided On : Feb-06-2013

Appellant : Aditya Manware

Respondent : The State of Madhya Pradesh

Advocate for Pet/Ap. : Shri. L.S.Singh

Judgement :

Criminal Revision No.88 o

06. 02.2013 Shri L.S.Singh, learned counsel for the applicants.

Smt.

Nirmala Nayak, learned Govt.

Adv.for respondent -State.

Head on the question of admission.

On behalf of the applicants - accused this revision is preferred being aggrieved by the order dated 4.1.2013, (Ann.

A-1).passed by the Vth Additional Sessions Judge, Bhopal in S.T.No.807/2012, whereby charge of Section 498-A/34 of IPC has been framed against each of the applicants while in addition to it, the charge of Section 377 of IPC was additionally

framed against the applicant no.1, Aditya Manware.

Initially by referring the papers placed on record alongwith the impugned order the case was argued at length by the applicants' counsel for quashment of the aforesaid charges levelled against the applicants but in view of the averments of the FIR and other papers placed on record, on making some query from counsel that in such available circumstances of the case, how the impugned charges framed could be quashed, on which instead to argue further, he seeks permission to withdraw this revision as not pressed with liberty to file the petition under Section 482 of Cr.P.C.for quashment of the entire charge sheet.

Considering the aforesaid prayer the revision petition is hereby dismissed as withdrawn and not pressed.

So far extending the liberty is concerned, the same is not required because if the petition under Section 482 of Cr.P.C.is permissible under the law, then certainly the applicants may file the same and entertainability of such petition shall be considered by the forum or the appropriate Bench of this Court.

C c as per rules.

(U.C.Maheshwari) Judge bks

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