

IN THE HIGH COURT OF JUDICATURE AT HYDERABAD
FOR THE STATE OF TELANGANA & THE STATE OF ANDHRA PRADESH
(Special Original Jurisdiction)

WEDNESDAY, THE FOURTH DAY OF FEBRUARY
TWO THOUSAND AND FIFTEEN

PRESENT

THE HON'BLE SRI JUSTICE VILAS V. AFZULPURKAR

WRIT PETITION No.1235 of 2015

BETWEEN

R. Sreenivasan.

... PETITIONER

AND

The Station House Officer, Banajara Hills Police Station, Hyderabad and
others.

...RESPONDENTS

The Court made the following:

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ORDER:

Heard.

2. This writ petition is filed alleging that petitioner is being harassed by respondent No.1, at the instance of respondent No.3, without there being any crime registered against him and in spite of the fact that the petitioner and his employer, respondent No.3, have civil dispute regarding payment of salaries and arrears.

3. Instructions of the learned government Pleader, however, show that petitioner, who was working with respondent No.3, was holding key position

and he seems to have resigned by sending an e-mail on 01.06.2014. However, respondent No.3 complained that the petitioner has kept the property of the company i.e. laptop, data card and car apart from important documents, certificates and files of the company and demanding huge money to return back the said property.

Based on the contents of the said complaint, made by respondent No.3, a case in crime No.1508 of 2014 was registered before respondent No.1 and the investigation in the said crime is under progress.

4. The instructions, further, state that petitioner's whereabouts are not known and notice under Section 41A Cr.P.C. dated 26.12.2014 also could not be served as he has vacated the premises.

It is, therefore, stated that petitioner's presence is very much required in connection with the said case and the allegation that he has been harassed etc. is totally incorrect.

5. Evidently, petitioner is accused in a crime, as mentioned above and respondent No.1 is duty bound to conduct investigation in the said crime and take appropriate steps in accordance with law.

The very premise of the petitioner that no case is registered against him having been found incorrect, no orders can be granted to the petitioner.

Writ petition is, accordingly, dismissed. As a sequel, the miscellaneous applications, if any, shall stand closed. There shall be no order as to costs.

VILAS V. AFZULPURKAR, J

February 4, 2015
LMV