

THE HON'BLE SRI JUSTICE VILAS V. AFZULPURKAR

WRIT PETITION No.11701 OF 2015

Date:29.04.2015

Between:

Sri Rajasudharshan Rao .. Petitioner

And

The State of Andhra Pradesh, rep., by its

Principal Secretary, Home Department,

Secretariat Buildings, Hyderabad and others .. Respondents

THE HON'BLE SRI JUSTICE VILAS V. AFZULPURKAR

WRIT PETITION No.11701 OF 2015

ORDER:

Heard learned counsel for the petitioner and learned Government Pleader for Home appearing for respondents 1 to 3.

Learned Government Pleader has received instructions, which show that the complaint of the petitioner is for forcible dispossession and theft of his articles from the tenanted premises. The instructions further show that the petitioner voluntarily locked the premises and after preliminary enquiry, it was concluded that the matter is of civil nature.

Since, *prima facie*, the allegations of the petitioner are that unauthorisedly taking away his articles from the leased premises and dispossessing him forcibly, the complaint of the petitioner cannot be treated as a complaint of civil nature and it is essential for respondent No.3 to re-verify the facts, take a decision in the matter as to whether the complaint deserves to be considered for commission of a cognisable offence and then take appropriate action without further loss of time.

The Writ Petition is, accordingly, disposed of. There shall be no order as to costs.

Miscellaneous petitions, if any, pending in this Writ Petition shall stand closed.

VILAS V. AFZULPURKAR, J

29.04.2015

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