

THE HON'BLE SRI JUSTICE SANJAY KUMAR

WRIT PETITION No.33814 OF 2011

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DATED: 24.06.2015

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Between:

Kodirekkala Punnam and another

.. Petitioners

And

The Tahsildar, Charla, Khammam District,
and others.

.. Respondents

THE HON'BLE SRI JUSTICE SANJAY KUMAR

WRIT PETITION No.33814 of 2011

ORDER:

The grievance of the petitioners in this case was that the police authorities were interfering with their possession and enjoyment over an extent of Acres 1.45 cents in Sy.No.27/2 of Gommugudem Village, Charla Mandal, Khammam District.

The Station House Officer, Charla Police Station, Khammam District, furnished written instructions to the office of the learned Government Pleader for Home, wherein he denied the allegation of the petitioners that the police authorities interfered in their civil disputes or their possession over the subject land. He further stated that the 3rd respondent herein lodged a complaint with the police authorities against the petitioners whereupon Crime No.89 of 2011 was registered against them under Section 324 I.P.C. read with Section 34 I.P.C. on the file of Charla Police Station. Upon due investigation, a charge sheet was laid before the learned Judicial Magistrate of First Class, Bhadrachalam. Similarly the 1st petitioner lodged a complaint against

respondents 3 and 4 herein and three others and basing thereupon, Crime No.90 of 2011 was registered under Section 324 I.P.C. read with Section 34 I.P.C. on the file of Charla Police Station. All the five accused therein were arrested and sent to judicial custody. In that case also, a charge sheet was laid before the learned Judicial Magistrate of First Class, Bhadrachalam.

In the light of the afore-stated facts, it is clear that both parties filed cross complaints against each other and acting thereupon, crimes were registered by the Charla police and upon due investigation, charge sheets were also laid in both the cases before the competent criminal court. In that view of the matter, the petitioners would have to face the prosecution in the said case and their allegation that the police authorities were interfering with their civil disputes or with their possession over the subject land is not substantiated.

The writ petition is accordingly dismissed.

Pending miscellaneous petitions, if any, shall also stand dismissed. No order as to costs.

JUSTICE SANJAY KUMAR

24th June, 2015

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