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THE HON'BLE SRI JUSTICE NOOTY RAMAMOHANA RAO CRIMINAL PETITION NO. 199 OF 2013 ORDER: None appears for the petitioners even today. None appeared even on the last occasion when the matter is called on 04.06.2015 and there is no representation when the names of the petitioners are also called for. The second respondent herein, the defacto complainant lodged a complaint with the Orvakal Police Station in Kurnool District. It is stated in that complaint that when the complainant and six others went to attend the "Peerla Pandaga" performed in the village, 16 persons whose names have been mentioned in the complaint have abused the complainant and the others by taking their caste name and also attacked them, only because they belong to the Madiga Community which is recognized as one of the communities of Scheduled Castes in the State. Hence, the complaint has been registered by the police as F.I.R No.138 of 2012 on 25.11.2012. In this petition, it is stated that the petitioners are all innocent persons and that they have been falsely implicated. Malafide intention is attributed to the second respondent-complainant. Whether the petitioners have been falsely implicated and as to whether they have committed the offence alleged against them are all questions which have to be addressed and answered in the Sessions Court. When once, a prima facie case is made out, inasmuch as, if the complainant has been abused by taking his caste name as a member belonging to the Scheduled Caste, a prima facie offence can be said to have been committed. In that view of the matter, I do not see any justifiable reason for quashing the F.I.R. Only after investigation is completed, the police will be able to firm up their opinion with regard to the commission of offence. Further, to secure impartial investigation of the matter, a Deputy Superintendent of Police has been entrusted with the task of investigating such offences. Hence, the apprehensions of the petitioners can be said to be unfounded, as at present advised. Hence, this criminal petition is dismissed. Consequently, miscellaneous petitions pending if any shall also stand dismissed. No costs. ______________________________________ JUSTICE NOOTY RAMAMOHANA RAO 11.06.2015 sp PAGE PAGE 2 PAGE

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