

IN THE COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR

CRIMINAL WRIT PETITION NO.515/2015

(Kalpana D/o Najukrao Wasu vs. The Superintendent of Police, Akola and another)

.....
Office Notes, Office Memoranda of
Coram, appearances, Court's orders
of directions and Registrar's orders
.....

Court's or Judge's order

Mr. Sumit G. Joshi, Adv. for petitioner
Mr. T.A. Mirza, APP for respondents

**CORAM : B.R.GAVAI &
Mrs. SWAPNA JOSHI, JJ.
DATED : 4th April, 2016.**

Heard.

In pursuance of the directions issued by this Court vide order dated 11.2.2016, Shri Chandrakishor Meena, who is working as Superintendent of Police Akola, has filed an affidavit dated 28th March 2016.

Perusal of the affidavit would reveal that an offence u/ss. 306, 376 r/ws. 34 of the Indian Penal Code is also registered against the accused persons and a charge-sheet is filed in the competent court.

Insofar as action against the concerned police Sub-Inspector, namely, Shri Balaji Savandkar is concerned, it is stated that punishment of stoppage of one year's increment is imposed on him. It is stated that since the first informant had herself given a statement that she does not want to prosecute the FIR as the proposal for marriage with the accused was being discussed and since the said statement was also

countersigned by the relatives of the deceased, the P.S.I. *bona fide*ly cancelled the FIR. It is stated that he was under a bona fide impression that continuation of FIR would forestall the prospects of the marriage of the deceased with the accused.

In that view of the matter, it cannot be said that the Superintendent of Police acted in a manner to safeguard the Police Officer. The charge-sheet is already filed and the proceedings would go to its legal end, in accordance with law.

We do not find it necessary to keep the petition pending. As such, Criminal Writ Petition is disposed of.

JUDGE

JUDGE

safare