

THE HONOURABLE SRI JUSTICE RAJA ELANGO

CRIMINAL PETITION No.3276 OF 2016

ORDER:

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This petition is filed by the petitioner-accused under Section 482 Cr.P.C. seeking to quash the proceedings against him in FIR No.10 of 2016 on the file of Duttalur Police Station, SPSR Nellore District, registered for the offence punishable under Sections 353, 323 and 506 IPC.

Heard and perused the material available on record.

It is alleged that the petitioner had been approaching the office of APO for issuance of job cards to his two sons. Since his sons are not eligible, the APO refused to issue job cards and as such, the petitioner started contacting the 2nd respondent-complainant for issuance of job cards without any signatures, for which the 2nd respondent refused. Then, the petitioner assaulted the 2nd respondent and threatened him.

Considering the facts and circumstances of the case and the allegations made in the complaint, this Court is not inclined to grant the relief sought by the petitioner.

At this stage, the learned Counsel for the petitioner submitted that due to the pendency of the above crime, the petitioner apprehends arrest and harassment in the hands of the 1st respondent-police.

In view of the above submission, the 1st respondent-police are directed to complete the investigation and file a final report, if any, without arresting the petitioner. In the event of necessity, the 1st respondent-police are directed to issue notice to the petitioner for his appearance before the investigating agency for the purpose of investigation. On issuance of such notice, the petitioner shall appear before the investigating agency and give an undertaking as to his future appearance as and when required by the investigating agency for the purpose of investigation.

With the above direction, the Criminal Petition is disposed of.
Consequently, miscellaneous petitions pending, if any, shall stand closed.

JUSTICE RAJA ELANGO

Date : 14.3.2016
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DATED 14.3.2016

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