

HON'BLE SRI JUSTICE M.S.K. JAISWAL

Criminal Petition No.8045 of 2016

Order:

This criminal petition is filed under Section 482 Cr.P.C. seeking to quash the proceedings initiated against the petitioner-accused No.1 in FIR No.122 of 2016 of Shamshabad Police Station, Cyberabad, registered for the offences punishable under Section 376(2)(g) IPC and Section 3(i)e, w, (i) of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989 with Amendment Act, 2015.

2. Heard and perused the material available on record.

3. Having regard to the facts and circumstances of the case and also in view of the nature of the offences alleged against the petitioner-accused No.1 are serious in nature, which have to be investigated into by the investigating agency, this Court is not inclined to interfere with the proceedings initiated against the petitioner-accused No.1.

4. However, in view of the submissions of the learned counsel for the petitioner that the petitioner-accused No.1 is apprehending of his arrest in view of the pendency of the above crime, the police concerned are directed to complete the investigation into the crime without arresting the petitioner-accused No.1 for a period of one month from today and file the final report, if any, in accordance with law. However, in the event of necessity, the police concerned are directed to issue notice to the petitioner-accused No.1 requiring him to appear before the investigating agency for the purpose of investigation and on issuance of such notice, the petitioner-accused No.1 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.

5. Accordingly, the criminal petition is disposed of.

Consequently, the miscellaneous petitions, if any, pending in this criminal petition shall stand closed.

M.S.K. JAISWAL, J.

10th June, 2016.
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