

THE HONOURABLE SRI JUSTICE RAJA ELANGO

WRIT PETITION No.46475 of 2016

ORDER:

This writ petition is filed by the petitioner under Article 226 of the Constitution of India seeking to declare the F.I.R. No.203 of 2015 pending on the file of Respondent No.2 as illegal and arbitrary and set aside the same and consequently direct respondents not to arrest the petitioner herein.

Heard the learned counsel for the petitioner and the learned Assistant Government Pleader for Home and perused the material available on record.

The petitioner filed this writ petition challenging the investigation in the above crime. This Court is not inclined to interfere with the investigation. However, as the matter is arising out of business transaction and as the case was registered as long back as October, 2015 and as the petitioner is ready to cooperate with the investigation, this Court is of the view that the investigation can be completed without arresting the petitioner.

Accordingly, the Police concerned are directed to complete the investigation and file a final report in the above Crime, in accordance with law, in either way, without arresting the petitioner. The petitioner is directed to appear before the Investigating Agency as and when his presence is required, and cooperate with the Investigating Agency.

With the above direction, the Writ Petition is disposed of. There shall be no order as to costs. Miscellaneous petitions, if any, pending in this writ petition shall stand closed.

30-12-2016.
skmr

RAJA ELANGO, J

