

THE HON'BLE SRI JUSTICE RAJA ELANGO

WRIT PETITION No.40751 OF 2016

ORDER:

The writ petition is filed by the petitioners seeking a writ of Certiorari by calling the records pertaining to F.I.R.No.139 of 2016 on the file of the second respondent registered on the complaint of the third respondent against the petitioners for the offences under Sections 420 IPC read with 120-B IPC and Sections 19(a) and 21 of the Seeds Act, and consequently, to quash the same.

Heard and perused the material.

Learned counsel for the petitioners submits that the Green Era Company canvassed that their Mirchi seeds would give more yield and as such, the third respondent purchased the said seeds, but they did not give better yield. Hence, the present complaint is filed by the third respondent. He further submits that the petitioners, being ladies, are not at all concerned with the business activities of their respective husbands.

Considering the facts and circumstances of the case, this Court is not inclined to quash the proceedings against the petitioners. However, taking into consideration the fact that the petitioners are ladies, the second respondent is directed to complete the investigation without arresting the petitioners and file final report, if any, in accordance with law. The petitioners are directed to appear before the second respondent and execute a personal bond for a sum of Rs.5,000/- (Rupees five thousand only) each with one surety for the likesum each for their future appearance for the purpose of investigation.

The writ petition is accordingly disposed of. Consequently, miscellaneous petitions, if any shall also stand disposed of.

JUSTICE RAJA ELANGO

24.11.2016
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