

HON'BLE SRI JUSTICE RAJA ELANGO

Writ Petition No.42750 of 2016

ORDER :

The Writ Petition is filed under Article 226 of the Constitution of India seeking to issue a writ or order, more particularly one in the nature of writ of *Mandamus* declaring the action of the 2nd respondent in registering the crime No.1117 of 2016, dated 27-11-2016 for the offence under Sections 403, 408 and 420 read with Section 34 I.P.C. against the petitioner basing on the complaint lodged by the 3rd respondent, as illegal and arbitrary.

Heard and perused the material available on record.

It is informed by the learned counsel for the petitioner that the petitioner is ready to cooperate with the investigation. He further submits that even the petitioner went to the Police Station and requested the Officer concerned to issue notice under Section 41-A Cr.P.C., but, without issuance of the notice under Section 41-A Cr.P.C., the 2nd respondent herein intends to arrest the petitioner and harass the petitioner herein.

Considering the said facts and circumstances, the Police concerned is directed to complete the investigation without arresting the petitioner and file the final report in accordance with law. The petitioner is directed to execute a personal bond for a sum of Rs.10,000/- (Rupees Ten thousand only) with one surety for a like sum to the satisfaction of the Investigating Officer for his future appearance as and when required by the investigating agency for the purpose of investigation

Accordingly, the Writ Petition is disposed of. There shall be no order as to costs.

Consequently, Miscellaneous Petitions pending, if any, in the Writ Petition shall stand closed.

JUSTICE RAJA ELANGO

08th December, 2016

skmr

