

THE HONOURABLE SRI JUSTICE RAJA ELANGO
CRIMINAL PETITION No.4577 OF 2016

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ORDER:
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This Criminal Petition is filed by the petitioner-accused under Section 482 Cr.P.C., seeking to quash the proceedings against him in FIR No.49 of 2016 on the file of Muttukur Police Station, SPSR Nellore District, registered for the offence punishable under Section 323 IPC and Section 3(1)(x) of the SCs & STs (POA) Act.

Heard and perused the material available on record.

It is alleged that when the 2nd respondent questioned the other farmer, who brought his cattle for grazing in the fields of the 2nd respondent, the petitioner presuming that the 2nd respondent questioned him, picked up a quarrel with him, abused him in the name of his caste and beat him with hands and legs.

Considering the facts and circumstances of the case and the allegations made against the petitioner, this Court is not inclined to interfere with the proceedings in the above Crime. However, the 1st respondent-police are directed to complete the investigation and file a final report, if any, in accordance with law, without arresting the petitioner. In the event of necessity, the 1st respondent-police are directed to issue a notice to the petitioner for the purpose of investigation. On issuance of such notice, the petitioner is directed to appear before the investigating officer and give an undertaking as to his future appearance as and when required by the investigating agency for the purpose of investigation.

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

JUSTICE RAJA ELANGO

Date : 1.4.2016
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HONOURABLE SRI JUSTICE RAJA ELANGO

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DATED 1.4.2016

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