

THE HON'BLE SRI JUSTICE RAJA ELANGO

WRIT PETITION No.41892 OF 2016

ORDER:

The writ petition is filed by the petitioner seeking a writ of certiorari calling for the records pertaining to F.I.R.No.200 of 2016 registered on the file of the fourth respondent for the offences under Sections 420, 406 IPC and Section 7 of the Essential Commodities Act and declare the same as illegal and arbitrary, and consequently to quash the same.

Heard and perused the material.

Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the present crime and that the petitioner has not committed any of the offences as alleged against him. The allegation that the petitioner stored the PDS rice in his house is not correct and as such, he prays this Court to quash the proceedings against the petitioners.

This Court is not inclined to quash the proceedings at the threshold. However, taking into consideration the fact that the allegations are not so serious in nature, the fourth respondent is directed to complete the investigation without arresting the petitioner and file final report, if any, in accordance with law. The petitioner is directed to appear before the fourth respondent and execute a personal bond for a sum of Rs.5,000/- (Rupees five thousand only) with one surety for the likesum for his future appearance as and when required 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

02.12.2016
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