

THE HONOURABLE SRI JUSTICE RAJA ELANGO
CRIMINAL PETITION No.6169 OF 2016

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ORDER:
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This petition is filed by the petitioners-accused Nos.1 to 3 under Section 482 Cr.P.C. seeking to quash the proceedings against them in Crime No.943 of 2015 on the file of Panjagutta Police Station, Hyderabad District, registered for the offence punishable under Sections 406 and 420 r/w 34 IPC.

Heard and perused the material available on record.

It is alleged that the 2nd respondent agreed to purchase the flat of the 1st petitioner for total sale consideration of Rs.22 lakhs with a condition that the accused shall furnish all the required documents to the satisfaction of the 2nd respondent's banker. The 2nd respondent paid Rs.3,50,000/- as advance amount. He also paid Rs.3,50,000/- to the 2nd petitioner, who is the husband of the 1st petitioner. But the accused failed to furnish the documents as promised.

Considering the facts and circumstances of the case and the nature of the offence, this Court is not inclined to grant the relief sought by the petitioners. However, the 1st respondent-police concerned are directed to complete the investigation and file a final report, if any, without arresting the petitioners. In the event of necessity, the 1st respondent-police are directed to issue notice to the petitioners to appear before the investigating agency for the purpose of investigation. On issuance of such notice, the petitioners are directed to appear before the investigating agency and give an undertaking as to their future appearance as and when required 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 : 25.4.2016
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HONOURABLE SRI JUSTICE RAJA ELANGO

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DATED 25.4.2016

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