

THE HONOURABLE SRI JUSTICE RAJA ELANGO

CRIMINAL PETITION No.6100 OF 2016

ORDER:

This petition is filed by the petitioners-A1 & A2 under Section 482 Cr.P.C. seeking to quash the proceedings against them in Crime No.43 of 2016 on the file of Markapur Town Police Station, Prakasam District, registered for the offence punishable under Sections 498-A r/w 34 IPC and Sections 3 and 4 of the Dowry Prohibition Act.

Heard and perused the material available on record.

Learned Counsel for the petitioners submitted that the 1st petitioner and the de facto complainant are living from December, 2015 and the 1st petitioner filed a divorce O.P. and after filing of the same, the 2nd respondent filed this complaint with false allegations.

Considering the facts and circumstances of the case and the allegations made against the petitioners, this Court is not inclined to grant the relief sought by them. 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 : 28.4.2016

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DATED 28.4.2016

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