

B78THE HONOURABLE SRI JUSTICE RAJA ELANGO

CRIMINAL PETITION No.3587 OF 2016

ORDER:

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This petition is filed by the petitioners-accused Nos.2 to 5 under Section 482 Cr.P.C. seeking to quash the proceedings against them in Crime No.105 of 2016 on the file of Malkajgiri Police Station, Cyberabad, registered as for the offences punishable under Sections 307, 498-A, 406, 420, 504 and 506 IPC.

Heard and perused the material available on record.

The 2nd respondent – de facto complainant is the wife of the son of petitioners 1 and 2. It is alleged that the petitioners harassed the de facto complainant physically and mentally demanding additional dowry and they tried to kill her. The truth or otherwise of the above said allegations can be ascertained during enquiry. Therefore, this Court is not inclined to interfere with the investigation against the petitioners.

Learned Counsel for the petitioners submitted that the present crime was registered on the basis of the reference made by the learned Magistrate under Section 156(3) Cr.P.C., without following the procedure and due to the pendency of the above crime, the petitioners apprehend arrest and harassment in the hands of the police.

In view of the above submission, the 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 police concerned are directed to issue notice to the petitioners for their appearance before the investigating agency for the purpose of investigation. On issuance of such notice, the petitioners shall appear before the investigating agency and give an undertaking as to their future appearance as and when required by the investigating agency for the purpose of investigation.

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

RAJA ELANGO, J

March 16, 2016.

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