

THE HONOURABLE SRI JUSTICE RAJA ELANGO

CRIMINAL PETITION No.6694 OF 2016

ORDER:

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This petition is filed by the petitioner-accused No.12 under Section 482 Cr.P.C. seeking to quash the proceedings against him in Crime No.41 of 2014, on the file of CID Police Station, A.P., Hyderabad (PR.No.23/2014-15 of Kavali Excise Station, SPSR Nellore District).

Heard and perused the material available on record.

The offences alleged against the petitioner are punishable under Sections 34(a) and 37(a) of the A.P. Excise Act, 1968. The truth or otherwise of the said allegations can be ascertained during the enquiry. Therefore, this Court is not inclined to interfere with the investigation against the petitioner.

At this stage, the learned Counsel for the petitioner submitted that due to the pendency of the above crime, the petitioner apprehends 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 petitioner. In the event of necessity, the police concerned are directed to issue notice to the petitioner for his appearance before the investigating agency for the purpose of investigation. On issuance of such notice, the petitioner shall appear before the investigating agency and give an undertaking as to his 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

Date: 28th April, 2016.

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