

THE HONOURABLE SRI JUSTICE RAJA ELANGO

CRIMINAL PETITION No.2568 of 2016

ORDER:

This criminal petition, under Section 482 of the Code of Criminal Procedure, is filed by the petitioner-Accused seeking to quash the proceedings in Crime No.76 of 2016 on the file of Pahadishareef Police Station, Cyuberabad, registered for the offence punishable under Section 498-A IPC.

Heard and perused the material available on record.

The de facto complainant is the second wife of the petitioner. Their marriage was taken place about 15 years back. They blessed with five children. The allegation against the petitioner is that he used to harass the de facto complainant and the children and also beat them cruelly.

The truth or otherwise of the offences alleged against the petitioner can be ascertained during the investigation. Since the material on record *prima facie* reveals allegations against the petitioner, this Court is not inclined to interfere with the investigation. At this stage, learned counsel for the petitioner submitted that in view of the pendency of the above crime, the petitioner apprehends arrest and also the harassment in the hands of police.

In view of the above, the police concerned are directed to complete the investigation without arresting the petitioner and file final report, if any, in accordance with law. The police are directed to issue notice to the petitioner whenever his presence is required and on receipt of such notice, the petitioner is directed to appear before the Investigating Agency and cooperate with the investigation and also give an undertaking for his future appearance before the investigating agency.

With the above directions, the criminal petition is disposed of. Miscellaneous petitions, pending if any, shall stand closed.

RAJA ELANGO, J

February 26, 2016.
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