

THE HONOURABLE SRI JUSTICE RAJA ELANGO
CRIMINAL PETITION No.6439 OF 2016

ORDER:

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This Criminal Petition is filed under Section 482 of the Code of Criminal Procedure, 1973 by the petitioners/A-1 and A-2 seeking to quash the proceedings in Crime No.103 of 2016 on the file of Ravulapalem Police Station, East Godavari District.

2. Heard and perused the material available on record.
3. The offences alleged against the petitioners are punishable under Section 324 read with 34 I.P.C. and Section 3(1)(ii)(va) and 3(1)(s) & (r) of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act No.1 of 2016.
4. The truth or otherwise of the said allegations can be ascertained by the Investigating Agency during the course of investigation. Therefore, this Court is not inclined to interfere with the proceedings against the petitioners in the above crime.
5. At this stage, learned counsel for the petitioners submitted that in view of the pendency of the above crime, the petitioners are apprehending arrest and also harassment in the hands of police.
6. The offences arose out of a dispute with regard to construction of a building. Considering the said facts and circumstances of the case, the petitioners are directed to appear before the police concerned on or before 16.5.2016 and execute a bond for a sum of Rs.1,000/- (Rupees one thousand only) each with one surety for the like sum each for their future appearance and shall also file affidavits informing the police that they will cooperate with the investigation. On such execution of bonds and affidavits, the police concerned are directed to

complete the investigation and file a final report, if any, without arresting the petitioners.

7. With the above directions, the Criminal Petition is disposed of. Miscellaneous petitions pending, if any, in this Criminal Petition shall stand closed.

JUSTICE RAJA ELANGO

27.4.2016

AMD

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AMD