

THE HONOURABLE SRI JUSTICE RAJA ELANGO

WRIT PETITION No.37450 of 2016

ORDER

This writ petition is filed by the petitioners seeking to declare the proceedings in Crime No.140 of 2016 dated 05.07.2016 on the file of Chinnachowk U/G Police Station, YSR Kadapa District, registered for the offences under Sections 420, 465, 467, 468, 469, 471, 474 read with Section 34 IPC and under Section 156(3) Cr.P.C., against them, as illegal and arbitrary and to set aside the same.

2. It is stated in the affidavit that due to civil disputes, the 3rd respondent lodged a complaint against the petitioners alleging that the 1st and 2nd petitioners/A1 and A2 having knowledge about execution of agreement of sale dated 10.06.1996 in his favour have fraudulently fabricated the sale deed dated 23.06.2010 with the active assistance of 3rd petitioner/A3 with dishonest intention to cheat him. It is stated that the petitioners have nothing to do with the alleged offences and the 2nd respondent is trying to arrest them without following due process of law.

3. The petitioners filed this writ petition challenging the investigation in the above crime. This Court is not inclined to interfere with the investigation in the said crime. However, the official respondents are directed to complete the investigation and file a final report, in accordance with law, without arresting the petitioners. The petitioners are directed to appear before the Station House Officer concerned as and when required and further directed

to execute a personal bond for a sum of Rs.10,000/- (Rupees ten thousand only) each with one surety for the like sum each to the satisfaction of the Station House Officer concerned, as surety for their future appearance as and when required.

4. With the above direction, the Writ Petition is disposed of. No costs. Consequently, miscellaneous petitions pending, if any, shall stand closed.

JUSTICE RAJA ELANGO

21st November, 2016

sj



HONOURABLE SRI JUSTICE RAJA ELANGO

WRIT PETITION No:34584 OF 2016



17/10/2016

Nn.