

HON'BLE SRI JUSTICE A. SHANKAR NARAYANA

CRIMINAL PETITION No.13957 of 2016

ORDER :

This Criminal Petition, under Section 482 of Cr.P.C., is filed by the petitioner, who is the sole Accused, seeking to quash the proceedings in Crime No.266 of 2016 of Gachibowli Police Station, Cyberabad, Ranga Reddy District, registered for the offence punishable under Section 498-A of IPC.

2. Heard learned counsel for the petitioner as well as the learned Public Prosecutor and perused the material on record.

3. Learned counsel for the petitioner has taken me through the complaint dated 19.08.2016, given by the 1st respondent – defacto complainant. According to the learned counsel, there is no allegation, touching physical harassment of 1st respondent by the petitioner. Disputing the allegation in relation to shouldering the responsibility and welfare of the son – Hemanth, the learned counsel for petitioner would submit that except ego, there is nothing else, as the 1st respondent is working as a Software Engineer and drawing a salary of Rs.1,50,000/- per month, whereas the petitioner is working as an Associate Professor and drawing a salary of Rs.90,000/- per month.

4. Irrespective of the said fact, when looked at the contents in para-1 of the complaint dated 19.08.2016, lodged by the 1st respondent, there is *prima facie* material, which require probe by the Investigating Agency concerned. At this stage, it is not a case where the request of the petitioner for quashing of Crime No.266 of 2016 can be acceded to. However, keeping in view, the averments in later paragraphs of the said complaint, the arrest of the petitioner can be dispensed with.

5. Therefore, the 2nd respondent is directed not to effect arrest of the petitioner – Accused till investigation is completed and final report is filed in the said crime. The petitioner is also directed to appear before the Investigating Agency concerned, as and when directed, for the purpose of interrogation.

6. Accordingly, this Criminal Petition is disposed of. As a sequel, miscellaneous petitions pending, if any, shall stand closed.

JUSTICE A. SHANKAR NARAYANA

29.09.2016.
Msr

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