

THE HONOURABLE SRI JUSTICE RAJA ELANGO

CRIMINAL PETITION No.3009 OF 2016

ORDER:

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This petition is filed by the petitioners-A1 & A2 under Section 482 Cr.P.C. seeking to quash the proceedings against them in Crime No.56 of 2016 on the file of Chirala Police Station, Prakasam District, registered for the offence punishable under Sections 420 r/w 34 IPC and Section 56 of APCFA Act.

It is alleged that on the belief that the petitioners are running authorized chit business in Chirala, the de facto complainant and others joined as members in chits. But the accused cheated them and did not pay the chit amount. The de facto complainant came to know that the petitioners did the chit business unauthorizedly.

Heard and perused the material available on record.

Considering the facts and circumstances of the case and the allegations made in the complaint, this Court is not inclined to grant the relief sought by the petitioners.

At this stage, the learned Counsel for the petitioners submitted that due to the pendency of the above crime, the petitioners apprehend arrest and harassment in the hands of the 1st respondent-police.

In view of the above submission, the 1st respondent-police are directed to complete the investigation and file a final report, if any, without arresting the petitioners. In the event of necessity, the 1st respondent-police are directed to issue notice to the petitioners for their appearance before the investigating agency for the purpose of investigation. On issuance of such notice, the petitioners shall appear before the investigating agency and give an undertaking as to their future appearance as and when required by the investigating agency for the purpose of investigation.

With the above direction, the Criminal Petition is disposed of. Consequently, miscellaneous petitions pending, if any, shall stand

closed.

JUSTICE RAJA ELANGO

Date : 9.3.2016
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HONOURABLE SRI JUSTICE RAJA ELANGO

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DATED 9.3.2016

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