

HON'BLE SRI JUSTICE M.S.K.JAISWAL

CRIMINAL PETITION No.11928 of 2016

ORDER :

This Criminal Petition is filed under Section 482 Cr.P.C. seeking to quash proceedings initiated against petitioner/A1 in F.I.R. No.157 of 2016 of Balanagar P.S., registered for the offences under Sections 498-A & 354 of I.P.C. and Sections 3 & 4 of Dowry Prohibition Act.

Heard and perused the material available on record.

Having regard to the facts and circumstances of the case and also as the offences alleged against petitioner/A1 are serious in nature, which have to be investigated into by the investigating agency, this Court is not inclined to interfere with the proceedings initiated against the petitioner/accused.

However, it is submitted by the learned counsel for petitioner that petitioner is gainfully employed in Dubai and will come to India within one month. Therefore, petitioner/A1 shall appear before the investigating officer within one month today, in which event, the police concerned are directed to complete the investigation into the crime without arresting the petitioner/A1 and file the final report, if any, in accordance with law. However, in the event of necessity, the police concerned are directed to issue notice to petitioner requiring him to appear before the investigating agency for the purpose of investigation and on issuance of such notice, the petitioner shall cooperate with the investigating agency and give an undertaking as to his future appearance as and when required by the investigating agency for the purpose of investigation.

Accordingly, the Criminal Petition is disposed of. Consequently, miscellaneous petitions, if any, pending, shall stand closed.

16th August 2016

M.S.K.JAISWAL, J

ajr