

THE HONOURABLE SRI JUSTICE RAJA ELANGO
CRIMINAL PETITION No.6155 OF 2016

-
ORDER:

-
This petition is filed by the petitioner-accused No.12 under Section 482 Cr.P.C. seeking to quash the proceedings against him in FIR No.35 of 2014 on the file of CID, AP, Hyderabad (PR No.17/2014-15 of Kavali Excise Station, SPSR Nellore District) registered for the offence punishable under Sections 34(a) and 37(a) of the A.P. Excise Act.

Heard and perused the material available on record.

It is alleged that during the general elections held in April, 2014, the petitioner and other accused were found in possession of unauthorized/spurious liquor. It is further alleged that they stored it for the purpose of distributing the same in the general elections.

Learned Counsel for the petitioner submitted that on the basis of the confession made by co-accused, the name of the petitioner was added in the above crime and that nothing was recovered from the possession of the petitioner.

Considering the facts and circumstances of the case and the nature of the offence, this Court is not inclined to grant the relief sought by the petitioner. However, the 1st respondent-police concerned are directed to complete the investigation and file a final report, if any, without arresting the petitioner. In the event of necessity, the 1st respondent-police are directed to issue a notice to the petitioner to appear before the investigating agency for the purpose of investigation. On issuance of such notice, the petitioner is directed to appear before the investigating agency and give an undertaking as to his future appearance as and when required for the purpose of investigation.

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

JUSTICE RAJA ELANGO

Date : 25.4.2016
Nn

HONOURABLE SRI JUSTICE RAJA ELANGO

-
-
-

-
-
-
-
-
-

CRIMINAL PETITION No.6155 OF 2016

DATED 25.4.2016

Nn