

THE HON'BLE SRI JUSTICE RAJA ELANGO

WRIT PETITION No.38695 OF 2016

ORDER:

The writ petition is filed by the petitioner seeking a writ of mandamus declaring the action of the second respondent in registering the crime No.277 of 2016 for the offences under Sections 376(2)(r), 384, 354(c), 420 and 506 IPC as illegal and arbitrary and consequently, to direct the second respondent not to arrest of the petitioner.

Heard and perused the material.

Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the present crime and that there are no specific allegations against the petitioner, except the allegation that the petitioner allowed A.1 and the victim girl to stay in his home. He further submits that the petitioner has not committed any offence and that he is ready to cooperate with the investigating agency. Hence, he prays this Court to direct the second respondent not to arrest the petitioner.

Considering the facts and circumstances of the case, and also considering the fact that there are no specific allegations against the petitioner herein, the second respondent is directed to complete the investigation without arresting the petitioner and file final report, if any, in accordance with law. The petitioner is directed to appear before the second respondent and execute a personal bond for a sum of Rs.10,000/- (Rupees ten thousand only) with one surety for the likesum for his future appearance for the purpose of investigation.

The writ petition is accordingly disposed of. Consequently, miscellaneous petitions, if any shall also stand disposed of.

JUSTICE RAJA ELANGO

10.11.2016
pln