

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

CRIMINAL PETITION NO.12135 OF 2016

ORDER:

The Criminal Petition is filed under Section 482 Cr.P.C. to quash the proceedings in Crime No.171 of 2016 of Mydukur u/g Police Station, Kadapa District, registered for the offence punishable under Section 3(1)(w)(ii) of ST & SC (POA) Amendment Act, 2015.

Heard the learned counsel appearing for the petitioner/accused No.2 and the learned Additional Public Prosecutor, representing the State.

Specific allegations were made against the petitioner in the complaint. This is a matter which requires investigation by the police. The truth or otherwise of the allegations can only be decided during course of investigation or trial. I see no ground to interdict the investigation at this stage and quash the first information report.

In the facts and circumstances of the case and as requested by the learned counsel for the petitioner, the Criminal Petition is disposed of, directing the investigating agency to proceed with the investigation, however, without arresting the petitioner/accused No.2 in the above crime, till the investigation is completed and the charge sheet is filed. The petitioner/accused No.2 shall cooperate with the investigating agency and shall make herself available as and when required during course of investigation.

Pending miscellaneous applications, if any, shall stand closed in consequence.

(M.S.K.JAISWAL, J)

19th August 2016

RRB