

THE HONOURABLE SRI JUSTICE RAJA ELANGO

CRIMINAL PETITION No.12959 OF 2016

ORDER:

This petition is filed by the petitioner-A1 under Section 482 Cr.P.C. seeking to quash the proceedings against him in Crime No.215 of 2016 on the file of Raidurgam Police Station, Cyberabad District, registered for the offence punishable under Sections 498-A r/w 506 IPC.

Heard and perused the material available on record.

The 2nd respondent is the wife of the petitioner. The learned Counsel for the petitioner submitted that the present complaint has arisen out of matrimonial disputes between the 2nd respondent and the petitioner and that the 2nd respondent is living separately from the petitioner since long a time and therefore, the question of harassment as alleged in the complaint does not arise.

Learned Additional Public Prosecutor opposed this petition.

Considering the facts and circumstances of the case and the nature of allegations made against the petitioner, this Court is not inclined to grant the relief sought by him. 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 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 : 2.9.2016

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DATED 2.9.2016

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