

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

CRL.P.NO.8851 OF 2016

ORDER

This criminal petition is filed under Section 482 of Cr.P.C. to quash the proceedings in FIR. No.83 of 2016 on the file of Prathipadu Police Station, East Godavari District, registered against the petitioner, for the offences punishable under Sections 447, 354-B, 379, 506 r/w 34 IPC and Section 3(i)(vi)(xi) and 3(II)(va) of SCs and STs (POA) Act, 1989.

Heard the counsel for the petitioner/accused No.1 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 grounds 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.1 in the above crime, till the investigation is completed and the charge sheet is filed. The petitioner / accused No.1 shall appear before the investigating agency as and when required during the course of investigation.

Pending miscellaneous applications, if any, shall stand closed. No costs.

M.S.K.JAISWAL,J

DATE:24.06.2016

AVS