

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

CRL.P.NO.9453 OF 2016

ORDER

This criminal petition is filed under Section 482 of Cr.P.C. to quash the proceedings in FIR/Crime No.82/2015 on the file of Women Police Station, Kakinada, East Godavari District, registered against the petitioners/accused 1 to 3, for the offences punishable under Sections 498-A, 493 and 420 read with 34 IPC.

Heard the counsel for the petitioners/accused 1 to 3 and the learned Additional Public Prosecutor, representing the State.

The learned counsel for the petitioners submitted that she has instructions to withdraw in respect of petitioner No.1 and therefore, sought permission for the same.

Specific allegations were made against the petitioners 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learned counsel for the petitioners, the criminal petition in respect of petitioner No.1 / accused No.1 is dismissed as withdrawn. In respect of other petitioners 2 and 3 / accused 2 and 3, the criminal petition is disposed of, directing the investigating agency to proceed with the investigation, however, without arresting the petitioners 2 and 3 /accused 2 and 3 in the above crime, till the investigation is completed and the charge sheet is filed. The petitioners 2 and 3 / accused 2 and 3, 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:30.06.2016