

HONOURABLE SRI JUSTICE RAJA ELANGO

WRIT PETITION No:36934 OF 2016

ORDER:

1. The present writ petition is filed by the petitioners seeking to quash the proceedings against the petitioners in FIR No.490 of 2016 on the file of the 3<sup>rd</sup> respondent.

2. Heard and perused the material available on record.

3. It is stated in the affidavit that the 1<sup>st</sup> petitioner is the owner of Vasant Motors dealing in selling of second hand vehicles and the 2<sup>nd</sup> petitioner is the incharge. The 4<sup>th</sup> respondent's brother met with an accident while driving the vehicle of the 4<sup>th</sup> respondent. The brother of the 4<sup>th</sup> respondent took the vehicle to the shop of the petitioners. The petitioners repaired it and claimed Rs.3,64,308/- towards charges. The 4<sup>th</sup> respondent paid Rs.1,00,000/- and took the vehicle to keep it in her premises and informed the 1<sup>st</sup> petitioner to sell the vehicle and then, she will adjust the balance amount. But she changed her version subsequently. Therefore, differences arose between the petitioners and the 4<sup>th</sup> respondent. Due to such differences, she lodged a false complaint against the petitioners.

4. Considering the facts and circumstances of the case and the grievance of the petitioners, without expressing any opinion on merits, respondents No.2 & 3 are directed to complete the investigation and file a final report, in accordance with law, without arresting the petitioners.

5. With the above direction, the Writ Petition is disposed of. No costs. Consequently, miscellaneous petitions pending, if any, shall stand closed.

JUSTICE RAJA ELANGO

Dated: 31<sup>st</sup> October, 2016  
Nn.

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31/10/2016

Nn.