

HONOURABLE SRI JUSTICE RAJA ELANGO

WRIT PETITION No.42559 of 2016

ORDER:

The present writ petition is filed by the petitioners seeking to declare the action of the 2nd respondent in attempting to arrest the petitioners in FIR No.666 of 2016 on the file of Jubilee Hills Police Station, Hyderabad, as illegal and arbitrary and consequently, direct the 2nd respondent not to arrest the petitioners.

Heard and perused the material available on record.

The case in brief is that the de facto complainant – 3rd respondent lodged a complaint stating that one B. Yelamanda Reddy, son of the petitioners, is her friend and he moved closely with her and on promising to marry her, he had sexual relationship with her and thereafter, refused to marry her.

The grievance of the petitioners is that they have no knowledge about the relationship of the de facto complainant with their son and they are living in their village and that there are no specific allegations against them in the complaint.

The learned Assistant Government Pleader submitted that on the basis of the complaint, a case was registered against the petitioners and another, and the respondents are investigating into the matter in accordance with law.

The petitioners filed this writ petition challenging the investigation in the above crime. Even though this Court is not inclined to interfere with the investigation in the above crime, taking into consideration the facts and circumstances of the case, without going

into the merits of the case, this Court is of the view that the above crime can be investigated into, without arresting the petitioners.

Accordingly, the 2nd respondent is directed to complete the investigation and file a final report in the above Crime, in accordance with law, without arresting the petitioners. The petitioners are also directed to appear before the investigating officer concerned and execute personal bond for a sum of Rs.5,000/- (Rupees five thousand only) each with one surety for the like sum each for their future appearance as and when required for the purpose of investigation.

Accordingly, the Writ Petition is disposed of. No order as to costs. Consequently, miscellaneous petitions pending, if any, shall stand closed.

December 07, 2016.
KTL



RAJA ELANGO, J

