

HONOURABLE SRI JUSTICE RAJA ELANGO

WRIT PETITION No.42828 of 2016

ORDER:

1. This writ petition is filed by the petitioner under Article 226 of the Constitution of India seeking to quash the proceedings against him in Crime No.231 of 2016 on the file of Chityal Police Station, Chityal, Nalgonda District.
2. Heard and perused the material available on record.
3. The above crime was registered for the offence under Section 379 IPC and Section 3 of PDPP Act. It is the grievance of the petitioner that A1 and A2 in the above crime were caught by the 4th respondent while they were transporting sand in the lorry and tipper of the petitioner and that he was arrayed as accused basing on the confession alleged to have been made by A1 and A2 and he has not committed any offence as alleged.
4. The petitioner filed this writ petition challenging the investigation in the above crime. This Court is not inclined to interfere with the investigation in the above crime. However, the official respondents are directed to complete the investigation and file a final report, in accordance with law, without arresting the petitioner. The petitioner is directed to appear before the Station House Officer concerned as and when required and he is also directed to execute a personal bond for a sum of Rs.5,000/- (Rupees Five Thousand only) with one surety for the like sum to the satisfaction of the Station House Officer concerned, as surety for his future appearance as and when required.
5. With the above direction, the Writ Petition is disposed of. No costs. Consequently, miscellaneous petitions pending, if any, shall stand closed.

RAJA ELANGO, J

Date: 8th December, 2016

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Date: 8th December, 2016

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