

THE HONOURABLE SRI JUSTICE RAJA ELANGO
CRIMINAL PETITION No.6509 OF 2016

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ORDER:
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This petition is filed by the petitioners-A1 and A2 under Section 482 Cr.P.C. seeking to quash the proceedings against them in Crime No.96 of 2016 on the file of Visakhapatnam II Town Police Station, Visakhapatnam District, registered for the offence punishable under Sections 420, 465, 468 and 471 r/w 34 IPC.

Heard and perused the material available on record.

It is alleged that the 2nd respondent is carrying the whole sale/distribution business for the products of VST Industries (Cigarettes), Pearl Bottling Private Limited (Pepsi Co. Cool drinks) and Unicharm India Private Limited (Mammy Poko pants) under the name and style of M/s Sri Sampath Saraswathi General Stores, Visakhapatnam and that the petitioners are using the name of the 2nd respondent's firm and selling their consumer products through duplicate bills/invoices of the 2nd respondent's firm.

Considering the facts and circumstances of the case and the allegations made against the petitioners, this Court is not inclined to grant the relief sought by them. However, the 1st respondent-police concerned are directed to complete the investigation and file a final report, if any, without arresting the petitioners. In the event of necessity, the 1st respondent-police are directed to issue notice to the petitioners to appear before the investigating agency for the purpose of investigation. On issuance of such notice, the petitioners are directed to appear before the investigating agency and give an undertaking as to their future appearance as and when required for the purpose of investigation.

Accordingly, the Criminal Petition is disposed of. Consequently,
miscellaneous petitions pending, if any, shall stand closed.

JUSTICE RAJA ELANGO

Date : 27.4.2016
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HONOURABLE SRI JUSTICE RAJA ELANGO

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DATED 27.4.2016

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