

THE HONOURABLE SRI JUSTICE RAJA ELANGO
CRIMINAL PETITION No.6126 OF 2016

ORDER:

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This Criminal Petition is filed under Section 482 of the Code of Criminal Procedure, 1973 by the petitioners/A-1 to A-4 seeking to quash the proceedings in Crime No.115 of 2016 of Tadipathri Rural Police Station.

2. Heard and perused the material available on record.
3. The offence alleged against the petitioners is punishable under Section 420 read with 34 I.P.C.
4. The truth or otherwise of the said allegations can be ascertained by the Investigating Agency during the course of investigation. Therefore, this Court is not inclined to interfere with the proceedings against the petitioners in the above crime.
5. At this stage, learned counsel for the petitioners submitted that in view of the pendency of the above crime, the petitioners are apprehending arrest and also harassment in the hands of police.
6. Admittedly, the case was registered basing on a reference made by the Magistrate invoking the provision under Section 156(3) Cr.P.C. In view of the submission of the learned counsel for the petitioners and as the offence arose out of some civil disputes between the parties, the 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 police are directed to issue notice to the petitioners for their appearance before the Investigating Agency for the purpose of investigation. On issuance of such notice, the petitioners shall appear before the Investigating Agency and give an undertaking as to their

future appearance as and when required by the Investigating Agency for the purpose of investigation.

7. With the above directions, the Criminal Petition is disposed of. Miscellaneous petitions pending, if any, in this Criminal Petition shall stand closed.

JUSTICE RAJA ELANGO

25.4.2016
AMD

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AMD