

THE HONOURABLE SRI JUSTICE RAJA ELANGO

WRIT PETITION No.45657 of 2016

ORDER:

The writ petition is filed by petitioners under Article 226 of the Constitution of India seeking to declare the F.I.R. in Crime No.722 of 2016 of Respondent No.2, as illegal and arbitrary and consequently quash the same.

Heard the learned counsel for petitioners and the learned Assistant Government Pleader for Home and perused the material available on record.

The petitioners filed this writ petition challenging the investigation in the above crime. This Court is not inclined to interfere with the investigation. However, taking into consideration the facts and circumstances of the case and taking into consideration the fact that the matter is arising out of matrimonial dispute, this Court is of the view that the investigation can be completed without arresting petitioners.

Accordingly, respondent No.2 is directed to complete the investigation and file a final report in the above Crime, in accordance with law in either way, without arresting petitioners.

With the above direction, the Writ Petition is disposed of. There shall be no order as to costs. Miscellaneous petitions, if any, pending in this writ petition shall stand closed.

RAJA ELANGO, J

27-12-2016.
skmr