

HONOURABLE SRI JUSTICE RAJA ELANGO

WRIT PETITION No.42261 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.338 of 2016 on the file of Medchel Police Station.
2. Heard and perused the material available on record.
3. The above crime was registered for the offence under Sections 447 and 427 r/w 34 IPC. It is alleged that the petitioner and other accused trespassed into the land of the 3rd respondent, broke open the lock of the gate and tried to occupy his land, whereas it is the case of the petitioner that he is a bonafide purchaser and he is no way concerned with the above crime.
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: 5th December, 2016

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