

THE HON'BLE DR. JUSTICE B.SIVA SANKARA RAO

CRIMINAL PETITION No.7989 OF 2017

ORDER:

Heard learned counsel for the petitioners/A4 and A5 of Crime No.55 of 2017, on the file of Kothapatnam Police Station, Prakasam District and also the learned public prosecutor representing the 1st respondent – State, before ordering notice to 2nd respondent – defacto complainant.

2. When the matter is called, it is the submission of the learned counsel for the petitioners that A1 to A3 are also available in India and willing for referring the matter as per the latest two Judge Bench expression of the Hon'ble Apex Court dated 27.07.2017 in CrI.A.No.1265 of 2017 (SLP (CrI.) No.2013 of 2017 in **Rajesh Sharma & Others Vs. State of U.P. & another**).

3. In view of the order of this Court dated 31.07.2017 in CrI.P.No.6493 of 2017, relying upon the latest two Judge Bench expression of the Hon'ble Apex Court dated 27.07.2017 in CrI.A.No.1265 of 2017 (SLP (CrI.) No.2013 of 2017 in **Rajesh Sharma & Others Vs. State of U.P. & another**), this is also a fit case to refer the matter to the Committee for report to consider any reconciliation.

4. Having regard to the above and as per the directions of the Hon'ble Apex Court, this Criminal Petition is disposed of,

while directing the Investigation Officer to investigate, but not to arrest the petitioners unless report of the Committee on its constitution is received, however, this order does not prevent the securing for interrogation as part of investigation.

5. Miscellaneous petitions pending consideration, if any, in this case shall stand closed in consequence.

DR.B.SIVA SANKARA RAO, J

03.10.2017
SS

