

HONOURABLE SRI JUSTICE RAJA ELANGO

WRIT PETITION No.366 of 2017

ORDER:

The present writ petition is filed by the petitioners seeking to call for the records relating to FIR No.453 of 2014, registered on the file of Pet Basheerbad Police Station, Cyberabad, and quash the same.

The offences alleged against the petitioners are under Sections 498-A and 306 IPC. The de facto complainant – 3rd respondent lodged a complaint stating that his sister committed suicide by hanging, due to the harassment made by the petitioners demanding additional dowry, who are her husband and parents-in-law, respectively.

Heard and perused the material available on record.

Learned counsel for the petitioners submitted that the marriage between the deceased and the 1st petitioner took place in the year 2011 and after some time, they are living separately due to ill feelings between them and thereafter, the 1st petitioner went to London for his job purpose and he has no contacts with her and the petitioners 2 and 3 are also no way concerned with the death of the deceased and only with a view to harass them, the present complaint is lodged by the brother of the deceased.

The learned Assistant Government Pleader submitted that on the basis of the complaint, a case was registered against the petitioners, and the police concerned are investigating into the matter in accordance with law.

The petitioners filed this writ petition challenging the investigation in the above crime. Even though this Court is not inclined

to interfere with the investigation in the above crime, taking into consideration the facts and circumstances of the case, without expressing any opinion on merits, this Court is of the view that the above crime can be investigated into, without arresting the petitioners.

Accordingly, the 2nd respondent is directed to complete the investigation and file a final report in the above Crime in accordance with law in either way, without arresting the petitioners. The petitioners are also directed to appear before the investigating officer concerned and execute personal bond for a sum of Rs.10,000/- (Rupees ten thousand only) each with one surety for the like sum each for their future appearance as and when required for the purpose of investigation.

Accordingly, the Writ Petition is disposed of. No order as to costs. Consequently, miscellaneous petitions pending, if any, shall stand closed.

RAJA ELANGO, J

January 04, 2017.
KTL

