

The Hon'ble Smt. Justice T.Rajani

Criminal Petition No.8492 of 2017

Date: 03.10.2017

Order:

This Criminal Petition is filed by the petitioners/accused Nos.1 and 2 in Crime No.183 of 2017 on the file of Tadipatri (R) Police Station, Ananthapur District, seeking to quash the proceedings against them.

The learned Public Prosecutor (AP) takes notice for the respondents. Heard the learned Counsel for the petitioners and perused the record.

The offences alleged against the petitioners are under Section 306 r/w 34 IPC.

The learned Counsel for the petitioners relied on the contents of the suicide note of the deceased wherein three reasons were mentioned for her suicide.

A reading of the suicide note shows that a threat was posed by the petitioners to the deceased that if she does not die, they will kill her parents. This allegation itself necessitates further probe into the nature and magnitude of the threat. Unless the investigation is taken up and further facts come to light, it would not be safe to quash the proceedings against the petitioner. However, respondent No.1- authorities shall follow the guidelines

of the Supreme Court in **Arnesh Kumar vs. State of Bihar and another**¹ before proceeding to arrest the petitioners.

Subject to the above direction, the Criminal Petition is dismissed.

As a sequel to dismissal of the Criminal Petition, Crl.M.P.No.9094 of 2017, filed by the petitioners for interim relief, is disposed of as infructuous.

(T.Rajani, J)

Dt: 3rd October, 2017
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¹ (2014) 8 SCC 273