

THE HON'BLE SRI JUSTICE C. PRAVEEN KUMAR

WRIT PETITION No.17819 OF 2017

ORDER:

Heard the learned counsel for the petitioner and the learned Assistant Government Pleader for Home (Telangana) appearing for respondents 1 and 2. With their consent, the present writ petition is disposed of at the admission stage itself.

2. The Writ Petition, under Article 226 of the Constitution of India, came to be filed seeking issuance of writ of *mandamus* declaring the action of the respondent No. 2 in calling the petitioner to his office and threatening him with dire consequences, basing on the directions given by the 3rd respondent, as illegal and arbitrary, un-constitutional and against the Articles 14 & 15 of Constitution of India and consequently direct the respondent No.2 to investigate the matter through Station House Officer, Chaitanyapuri Police station in connection to the Crime No.249 of 2017 dated 05.05.2017.

3. Though various grounds are raised in the writ petition, learned counsel for the petitioner restricts his prayer seeking a direction to the 2nd respondent to follow due process of law if he intends to examine the petitioner in Crime No.249 of 2017 of Chaitanyapuri Police Station registered for the offences punishable under Sections 420, 468 and 471 IPC.

4. Learned Assistant Government Pleader denies the allegations made in the affidavit filed in support of the writ petition, but however, submits that any action going to be taken by the 2nd respondent will only be in accordance with law.

5. Having regard to the above and taking into consideration the request made by the learned counsel for the petitioner, the Writ Petition is disposed of directing the 2nd respondent to follow due process of law, if he intends to examine the petitioner in Crime No.249 of 2017 of Chaitanyapuri Police Station registered for the offences punishable under Sections 420, 468 and 471 IPC.

Consequently, Miscellaneous Petitions, if any, pending in this Writ Petition shall stand closed. There shall be no order as to costs.

JUSTICE C. PRAVEEN KUMAR

Date:06.06.2017
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