

HON'BLE DR. JUSTICE B. SIVA SANKARA RAO

CRIMINAL PETITION No.10239 of 2017

ORDER:

Heard learned counsel for the petitioners/accused Nos.1 to 3 in crime No.546 of 2017 of Gachibowli Police Station, Cyberabad, registered for the offences punishable under Sections 498-A, 323 & 506 r/w 34 IPC and also learned Public Prosecutor representing the State.

Though the offence under Section 323 IPC is added, there are no physical injuries much less to prove by medical certificate, but for the other offence under Sections 498-A & 506 IPC.

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 Apex Court dated 27.07.2017 in CrI.A.1265 of 2017 (SLP (CrI.) No.2013 of 2017 in **Rajesh Sharma & Others Vs. State of U.P. & Another**), this is a fit case to refer the matter to the Committee for report to consider any reconciliation.

Having regard to the above and as per the directions of the Apex Court, the 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 does not prevent the securing for interrogation as part of investigation.

Pending miscellaneous petitions, if any, shall stand closed.

JUSTICE Dr. B.SIVA SANKARA RAO

Date: 26.10.2017
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