

THE HON'BLE DR.JUSTICE SHAMEEM AKTHER

CRIMINAL PETITION NO.1457 OF 2018

ORDER:

This Criminal Petition, under Section 482 of the Code of Criminal Procedure, 1973, is filed by the petitioners-A.1 and A.2 to quash the proceedings in crime No.419 of 2017 of Shadnagar police station, Cyberabad registered for the offences punishable under Sections 447 and 427 IPC and 3 (1) (g) (s) of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989.

2. Heard the learned counsel for the petitioners-A.1 and A.2 and the Assistant Public Prosecutor representing the respondent-State and perused the record.

3. It is submitted on behalf of the petitioners that the petitioners are *bona fide* purchasers of the subject land and that the defacto complainant is not in possession thereof and did not plant any trees as alleged; that no incident, as alleged, had taken place; that the defacto complainant filed a suit for perpetual injunction against the petitioners and the same was dismissed.

4. In the light of this back ground, the Investigating Officer is directed not to arrest the petitioners, complete the investigation of this case and file charge sheet or final report, as the case may be.

5. With the above direction, the Criminal Petition is disposed of. Miscellaneous petitions, if any, pending in this Criminal Petition, shall stand closed.

DR. SHAMEEM AKTHER, J

DATED: 12.02.2018

DRK

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