

THE HON'BLE SRI JUSTICE M. SEETHARAMA MURTI

WRIT PETITION No.11815 of 2018

ORDER:

This Writ Petition, under Article 226 of the Constitution of India, is filed by the petitioner seeking verbatim the following relief:

“...to issue a Writ, Order or direction more particularly one in the nature of WRIT OF MANDAMUS declaring the inaction of the Respondent No.4 in not altering the sections in FIR No. 331 of 2017 dated 20-05-2017 without following the due process of law, as illegal, irregular, arbitrary, violative of the provisions of the Code of Criminal Procedure, 1973, and offends article 14 of Constitution of India and consequently direct the Respondent No. 2 and 3 to alter the sections in FIR No.81 of 2018 dated 05-02-2018 and pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.”

2. I have heard the submissions of the learned counsel for the petitioner and of the learned Government Pleader for Home (A.P.) appearing for respondents 1 to 4. I have perused the material record.

3. Learned counsel for the petitioner would submit that the petitioner gave a representation, dated 23.02.2018, to the Commissioner of Police, Vijayawada; that in the said representation, a request is made for alteration of Section of Law in case in Crime No.81 of 2018, which was registered in connection with the suicidal death of the son of the petitioner; and, that if a direction is given to the fourth respondent to expedite the investigation into the aforestated crime and file

final report in accordance with law, the ends of justice would be met.

4. The learned Government Pleader for Home endorses the said submission.

5. Recording the submissions, the writ petition is disposed of directing the fourth respondent to expedite the investigation into the aforestated crime and file final report by following the procedure established by law. There shall be no order as to costs.

Pending miscellaneous petitions, if any, shall stand closed.

Date: 10.04.2018
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M. SEETHARAMA MURTI, J

