

THE HON'BLE SRI JUSTICE M.SEETHARAMA MURTI

Writ Petition No.12084 of 2018

ORDER:

This writ petition, under Article 226 of the Constitution of India, is filed questioning the action of the respondents in retaining the rowdy sheet which was opened against the petitioner pursuant to registration of a case in Crime No.240/2009 under Section 107 of CrPC, on 13.03.2009, on the file of 3rd respondent P.S.

At the hearing, learned counsel for the petitioner fairly submits that no representation so far is given to the officer concerned for considering the request for closure of the rowdy sheet opened against the petitioner.

Learned Government Pleader also would submit that no representation was given and that without giving any representation the Writ Petition is filed.

In that view of the matter, the Writ Petition is disposed of directing the petitioner to submit a representation, with all supporting documents, if any, within two weeks from the date of receipt of a copy of this order. In the event the petitioner submits such a representation, the officer concerned shall consider and dispose of the same as expeditiously as possible after taking note of the circumstances as on date while arriving at a considered decision in the matter in strict accordance with the procedure established by law.

This Court has no reason to doubt that as and when such representation is filed by the petitioner, the officer concerned would examine it in the light of the law laid down by this Court in W.P.No.4688 of 2012, which was disposed of on 16.03.2017, and the precedents of this Court in Sunkara Satyanarana v.

State of Andhra Pradesh [2000 (1) ALD (CrI) 117 (AP)] and B. Satyanarayana Reddy v. State of Andhra Pradesh [2004(1) ALD (CrI)38]. It is made clear that the exercise as directed supra shall be completed within three (03) months from the date of receipt of a copy of this order.

There shall be no order as to costs.

Miscellaneous petitions, pending if any, shall stand closed.

M. SEETHARAMA MURTI, J

10.04.2018

Vjl

