

HONOURABLE SRI JUSTICE P. KESHAVA RAO

WRIT PETITION No.9586 of 2014

ORDER:

Heard the learned counsel appearing for the petitioner as well as the learned Government Pleader for Home appearing for respondents 1 to 4.

2. The prayer of the writ petition is as under:

“For the reasons stated in the accompanying affidavit, it is hereby prayed that this Court may be pleased to issue any appropriate writ, order or direction more particularly in the nature of writ of mandamus declaring the action of the respondents 3 and 4 in interfering with the civil disputes and calling the petitioner to the police station and made him to sit unnecessarily in the absence of any complaint, as illegal, arbitrary, and contrary to the provisions of Criminal Procedure Code, 1973 and Article 21 of the Constitution of India and consequently direct the respondents 3 and 4 not to interfere with the civil disputes and calling the petitioner to police station and made him to sit unnecessarily in the absence of the any complaint, and pass such other order or orders as this Court may deem fit and proper in the circumstances of the case.”

3. The learned counsel appearing for the petitioner strenuously contended that the respondents 3 and 4 are interfering with the civil disputes between the petitioner and the 5th respondent and calling the petitioner to the police station and made him to sit unnecessarily in the absence of any complaint, as arbitrary and illegal. The learned Government Pleader for Home appearing for the respondents 1 to 4 submits that a case in Crime No.126 of 2012 was registered against the petitioner and another for the offences under Sections 420, 403, 406, 120-B r/w Section 34 IPC by the Station House Officer, Police Station, Bommuru. After investigation, a charge sheet was laid. The Court below after taking cognizance of the offences, numbered the case as C.C.No.726 of 2013. It is

relevant to mention that in the charge sheet, the name of the petitioner herein has been deleted from the array of the accused. The learned Government Pleader also brought to the notice of this Court that except examining the petitioner for the purpose of investigation in the above said crime, they have nothing to do with the civil disputes pending between the petitioner and the 5th respondent. In fact, the police never interfered with nor summoned the petitioner to the police station.

Recording the said statement, this Court is of the opinion that no further orders are required in the present writ petition.

Accordingly, the writ petition is closed. There shall be no order as to costs.

Miscellaneous petitions, if any, shall also stand dismissed.

P. KESHA VA RAO, J

Date:06.11.2018
ccm



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