

HON'BLE SRI JUSTICE K. SREENIVASA REDDY

Criminal Petition No.5710 of 2023

Order:

This Criminal Petition, under Section 482 Cr.P.C., has been filed on behalf of the petitioners/A1 to A5 to quash the proceedings in Crime No.143 of 2023 of I Town Police Station, Dharmavaram, Sri Sathya Sai District, registered for the offences punishable under Sections 404, 409, 418, 423, 420, 120(B) IPC r/w.34 of IPC.

2. Learned counsel for the petitioners, after arguing for some time, has confined his argument to the extent of protecting the petitioners herein from the police.

3. On the other hand, learned Assistant Public Prosecutor contended that specific accusations have been made as against the petitioners herein and truth or otherwise of the said accusations has to be gone into by the investigating agency.

4. Heard. Perused the record.

5. Since the accusations that have been made in the FIR as against the petitioners herein can be gone into by the investigating agency, this Court, in a petition filed under Section 482 Cr.P.C., would not be in a position to go into the disputed questions of fact and quash the proceedings at this stage.

6. In view of the aforesaid facts and circumstances of the case, this Court is not inclined to quash the proceedings against the petitioners herein. However, the police concerned are directed to conduct investigation without taking any coercive steps against the petitioners herein/ A1 to A5.

7. Accordingly, the Criminal Petition is disposed of.

8. As a sequel thereto, the miscellaneous petitions, if any, pending in this Criminal Petition shall stand closed.

Date:10.10.2023
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K. SREENIVASA REDDY, J.

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