

HON'BLE SRI JUSTICE R. RAGHUNANDAN RAO

CRIMINAL PETITION No.2625 of 2021

ORDER:

The petitioner is accused in Crime No.34 of 2021 of Pyapilli Police Station, Kurnool District for the offences under Sections 420, 466 and 471 of IPC.

2. Sri G.Manoj Maharaj, learned counsel appearing for the petitioner submits that a Civil dispute is being converted into Criminal case as can be seen from the affidavit that already civil disputes in the form of A.T.C.No.1 of 2021 before the Principal Junior Civil Judge's Court, Dhone. This complaint was filed 25 days after the filing of the said complaint where the charge of forgery is invented. He submits that there is also a further case filed by the wife of *de facto* complainant in O.S.No.231 of 2020 and all the civil disputes are being converted into criminal case.

3. As the contents of the complaint require investigation, it would not be appropriate to stop the investigation at this stage.

4. In the circumstances, this criminal petition is disposed of with a direction to the petitioner with liberty to the petitioner to raise all these issues before the investigating officer. The investigating officer shall complete the investigation expeditiously and in accordance with law after giving benefit of Section 41-A of Cr.P.C. to the petitioner in accordance with the

guidelines of the Hon'ble Supreme Court in **Arnesh Kumar vs. State of Bihar and another**¹.

As a sequel, pending miscellaneous petitions, if any, shall stand closed.

R. RAGHUNANDAN RAO, J.

27.04.2021
SDP

¹ 2014(8) SCC 273

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