

THE HON'BLE DR. JUSTICE B.SIVA SANKARA RAO

CRIMINAL PETITION No.6587 OF 2017

ORDER:

Heard learned counsel for the petitioner and also learned Public Prosecutor, representing 1st respondent – State, before ordering notice to 2nd respondent and perused the grounds in the quash petition.

2. It is the apprehension of the petitioner that he is likely to be implicated as co-accused in the Crime No.331 of 2017 of Mancherial Police Station, Mancherial, even his name no way find place in the FIR.

3. In fact, there is no basis for this Court as to the petitioner was shown as one of the accused from any information during investigation for his name not find place in the FIR but for mentioning six or seven persons also and it is premature for this Court to entertain the application to quash the proceedings in so far as the petitioner concerned. Hence, this petition is disposed of, without interdicting the investigation, however, in the event of any necessity of arrest of the petitioner, the police shall strictly follow Section 41A of Cr.P.C. and the guidelines laid down by the Hon'ble Apex Court in ***Arnesh Kumar Vs. State of Bihar***¹.

4. Miscellaneous petitions pending consideration, if any, in this case shall stand closed in consequence.

DR.B.SIVA SANKARA RAO,J

01.08.2017
SS

¹ 2014 (5) SCC 324