

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

CRIMINAL PETITION No.9437 OF 2017

ORDER:

Heard learned counsel for the petitioner/accused of Crime No.32 of 2017 of Sadashivapet Police Station, Sangareddy District, registered for the offence punishable under Section 420 IPC, from the report of the 1st respondent – defacto complainant and also heard the learned public prosecutor, representing the 2nd respondent – State, before ordering notice to the 1st respondent.

2. Perused the contents of the FIR and the grounds urged in the quash petition and also the material on record.

3. There is nothing to interdict the investigation, but for to say, pending investigation, if at all 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. All defenses of the petitioner/accused are left open.

4. Accordingly and with the above direction, this criminal petition is disposed of. Miscellaneous petitions pending consideration, if any, in this case shall stand closed in consequence.

10.10.2017
SS

DR.B.SIVA SANKARA RAO, J

¹ 2014 (5) SCC 324