

THE HON'BLE SRI JUSTICE M. SATYANARAYANA MURTHY

CRIMINAL PETITION No.1429 OF 2017

ORDER:

This Criminal Petition, under Section 438 of the Code of Criminal Procedure, 1973 (for short, 'the Cr.P.C.') is filed to grant pre-arrest bail to the petitioner/A.2 apprehending his arrest in connection with Crime No.205 of 2015-16 on the file of Nandikotkur Prohibition & Excise Police Station, Kurnool, registered for the offences punishable under Sections 34 & 37 (A) of A.P. Excise Act, 1968 and Section 8(b) of N.D.P.S. Act, 1985.

After arguing the matter for a while, learned counsel for the petitioner requested this court to issue a direction to the investigating agency to follow the procedure contemplated under Section 41-A Cr.P.C. and the guidelines laid down by the Apex Court in **ARNESH KUMAR V. STATE OF BIHAR**¹.

Acceding to the request made by the counsel for the petitioner, the investigating agency is directed to follow the procedure contemplated under Section 41-A Cr.P.C. and the guidelines laid down by the Apex Court in **ARNESH KUMAR v. STATE OF BIHAR** (1supra), if applicable, to the offences allegedly committed by the petitioner.

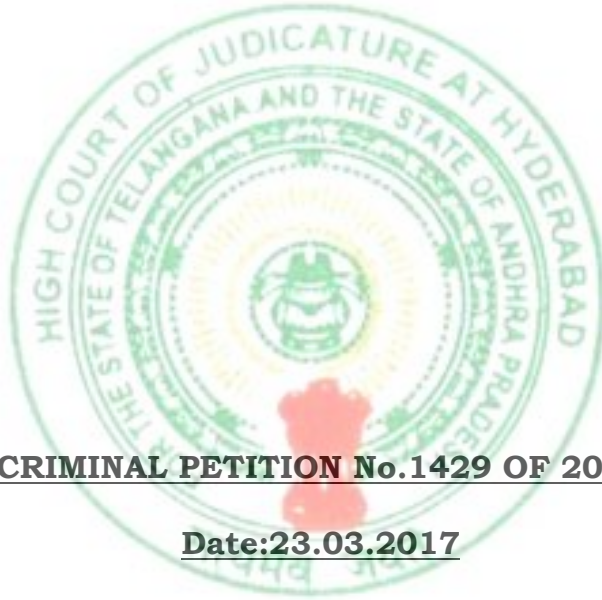
With the above direction, the criminal petition is disposed of.

M. SATYANARAYANA MURTHY, J

Date:23.03.2017
ccm

¹ (2014) 8 SCC 273

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