

HON'BLE SRI JUSTICE M. SATYANARAYANA MURTHY

CRIMINAL PETITION No.1541 of 2017

ORDER:

This Criminal Petition, under Section 438 of the Code of Criminal Procedure, 1973 (for short "Cr.P.C.") is filed by accused No.1 in Crime No.128 of 2017 on the file of Rajendranagar Police Station, Cyberabad, registered for the offence punishable under Section 498-A of IPC, apprehending his arrest in connection with the above crime.

After arguing for a while, learned counsel for the petitioner requested this Court to direct the investigating agency to follow the guidelines issued by the Hon'ble Supreme Court in **Arnesh Kumar vs State Of Bihar & Anr¹**.

The petitioner is an employee working in Education Department as an Attender. The investigating agency is bound to follow the guidelines issued by the Hon'ble Supreme Court in the aforesaid judgment. Therefore, without touching any merits of the case, I deem it appropriate to direct the Police to follow the procedure under Section 41-A Cr.P.C., and the guidelines issued by the Hon'ble Supreme Court in the aforesaid judgment.

With the above directions, the Criminal Petition is disposed of.

M. SATYANARAYANA MURTHY, J

February 28, 2017
MRR

¹ 2014(8) SCC 273