

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

CRIMINAL PETITION No.7042 OF 2017

ORDER:

Heard learned counsel for the petitioner/accused of Crime No.174 of 2017 on the file of P.S.Kakathiya University, registered for the offences punishable under Sections 323 and 506 IPC and Section 3(1)(r)(s)(z) of SC/ST POA Amended Act, 2015 and also heard the learned public prosecutor, representing for the 1st respondent – State, before ordering notice to the 2nd respondent and perused the grounds urged in the quash petition and FIR and other material on record.

2. There is nothing for this Court to interdict the investigation from perusal of the FIR contents. Having regard to the above, this criminal petition is disposed of, by making it clear that 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 contentions of the accused available for the future defence of the accused.

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

DR.B.SIVA SANKARA RAO, J

11.08.2017

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¹ 2014 (5) SCC 324