

THE HON'BLE SRI JUSTICE M.SATYANARAYANA MURTHY

CRIMINAL PETITION No.10105 of 2017

ORDER:

This Criminal Petition is filed under Section 482 Cr.P.C., by the petitioners/A.1 to A.10 seeking to quash the proceedings in Crime No.130 of 2017 of Mallial Police Station, Jagtial District, registered for the offences punishable under Sections 3 (1)(r)(s) of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 2015 and Section 7 (2)(i) of PCR Act.

2. After arguing the matter for a while, learned counsel for the petitioners, sought a direction to be given to the Station House Officer/Investigating Agency to follow the conditions stipulated in Section 41-A of Cr.P.C., and also the judgment of the Hon'ble Apex Court in ***Arnesh Kumar v. State of Bihar and another*¹**, before taking any coercive steps against the petitioners.

3. Acceding to the request of learned counsel for the petitioners, the Criminal Petition is disposed of directing the Station House Officer/Investigating Agency to scrupulously follow the conditions stipulated under Section 41-A of Cr.P.C., and also the directions issued by the Apex Court in the judgment referred to above, before taking any coercive steps against the petitioners. Miscellaneous petitions pending, if any, shall stand closed.

M. SATYANARAYANA MURTHY, J

NOVEMBER 02, 2017

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¹ 2014 (2) ALT (Cri.) 457 (SC)

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Date: 02.11.2017

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