

**THE HON'BLE SRI JUSTICE M.SATYANARAYANA MURTHY**

**CRIMINAL PETITION NO.10793 OF 2017**

**ORDER:**

This criminal petition is filed under Section 482 of Criminal Procedure Code to quash the proceedings in Crime No.248 of 2017 on the file of I Town Police Station, Vizayanagaram District.

Learned counsel for the petitioner after arguing for sometime, requested this Court to direct the police to follow the procedure laid down under Section 41-A of Cr.P.C and guidelines formulated by the Apex Court in “**Arnesh Kumar v. State of Bihar and another<sup>1</sup>**”.

Acceding to the request of the learned counsel for the petitioner and without touching the merits of the case, I deem it appropriate to direct the police to follow the guidelines prescribed in **Arnesh Kumar** case. It is needless to mention that the Supreme Court made it clear that violation of guidelines in **Arnesh Kumar** case amounts to Contempt of Court action. Therefore, the Investigation Agency is bound to adhere to the guidelines issues in **Arnesh Kumar** case.

With the above directions, the petition is disposed of.  
No costs.

Consequently, miscellaneous petitions pending, if any, shall also stand closed.

**JUSTICE M. SATYANARAYANA MURTHY**

Date:16.11.2017  
knl

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<sup>1</sup> (2014) 8 SCC 273