

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

**CRIMINAL PETITION No.9823 OF 2017**

**ORDER:**

Heard learned counsel for the petitioner/A5 of Crime No.279 of 2017 of P.S.Arilova, registered for the offences punishable under Sections 406 and 420 r/w 34 IPC and also heard the learned public prosecutor, representing the 1<sup>st</sup> respondent – State, before ordering notice to 2<sup>nd</sup> respondent – Bank Chief Manager and perused the grounds urged in the quash petition and the contents of the FIR and the other material on record.

2. In fact, there is nothing to interdict the investigation, but for to say, none of the offences punishable above seven years, in the event of any necessity of arrest of the petitioners, 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***<sup>1</sup>.

3. Accordingly and with the above direction, this Criminal Petition is disposed of. Miscellaneous petitions pending consideration, if any, in this case shall stand closed in consequence.

**26.10.2017**  
**SS**

**DR.B.SIVA SANKARA RAO, J**

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<sup>1</sup> 2014 (5) SCC 324