

HON'BLE SRI JUSTICE M.SATYANARAYANA MURTHY

Crl.P.No.10253 of 2017

ORDER:

This Criminal Petition is filed under Section-482 Cr.P.C. to quash the proceedings against the petitioners in Crime No.68 of 2017 on the file of Balayapalli Police Station, SPSR Nellore, registered for the offences punishable under Sections-323 and 355 read with Section-34 IPC and under Section-3(1)(r)(s)(va) of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Amended Act, 2015.

After arguing the case for a while, Mr. S.M.Rafee, learned counsel for the petitioners, requested this Court to direct the Station House Officer/Investigating Officer concerned to follow the procedure under Section-41-A of the Code of Criminal Procedure and the guidelines issued by the Apex Court in *Arnesh Kumar Vs. State of Bihar*¹.

Accepting the request of the learned counsel for the petitioners, without touching the merits or the various grounds urged in the Criminal Petition, I deem it appropriate to direct

¹ (2014)8 SCC273

the Station House Officer, Balayapalli Police Station, SPSR Nellore to follow the procedure under Section-41-A of the Code of Criminal Procedure and the guidelines issued by the Apex Court in *Arnesh Kumar* (supra) subject to their applicability.

Subject to the above direction, the Criminal Petition is disposed of.

As a sequel, CrIPMP.No.11338 of 2017 filed by the petitioner for interim relief stands disposed of as infructuous.

JUSTICE M.SATYANARAYANA MURTHY

07th November 2017

DR

