

THE HON'BLE SRI JUSTICE T.SUNIL CHOWDARY

CRIMINAL PETITION No.9875 of 2017

ORDER:

This criminal petition is filed by accused No.1, under Section 438 of Cr.P.C., to grant pre arrest bail in Crime No.5 of 2017 on the file of the Station House Officer, Gudur (R) Police Station, Sri Potti Sri Ramulu Nellore District.

2. At the time of arguments, the only relief sought by the learned counsel for the petitioner is to direct the Station House Officer to follow the procedure contemplated under Section 41 A Cr.PC.

3. It is needless to say that the Station House Officer has to follow the procedure contemplated under Cr.P.C in view of the principle enunciated in **Arnesh Kumar v. State of Bihar**¹.

4. With the above observation, the criminal petition is disposed of.

T.SUNIL CHOWDARY, J

October 25, 2017
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¹ (2014) 8 SCC 273