

THE HON'BLE SRI JUSTICE M.SATYANARAYANA MURTHY

CRIMINAL PETITION No. 12226 OF 2017

ORDER:

This petition is filed under Section 482 of the Code of Criminal Procedure to quash the proceedings in C.C.No. 317 of 2017 on the file of the Court of V Additional Judicial I Class Magistrate at Kakinada (for short, 'the Court below').

2. After arguing the case for awhile, learned counsel for the petitioner requested this Court to direct the Court below to follow the procedure laid down by the Apex Court in "***Rajesh Sharma Vs. State of U.P.***"¹.

3. Acceding to the request of learned counsel for the petitioner, without touching the merits, I find that it is a fit case to issue direction to the Court below to follow the procedure laid down by the Apex Court in ***Rajesh Sharma*** (*supra*). Accordingly, the Court below is directed to adhere to the guidelines issued in ***Rajesh Sharma*** (*supra*).

4. With the above direction, the criminal petition is disposed of. Pending miscellaneous petitions, if any, in this criminal petition shall stand closed in consequence.

Date: 11-12-2017.

JSK

M.SATYANARAYANA MURTHY, J.

¹ 2017 (2) ALT (CrI.) 393 (SC)