

THE HON'BLE SRI JUSTICE M.SATYANARAYANA MURTHY

CRIMINAL PETITION NO.4080 OF 2018

ORDER:

This petition is filed under Section 438 of the Code Of Criminal Procedure, 1973 to grant pre-arrest bail to the petitioner/A.3 apprehending his arrest in connection with Crime No.46 of 2018 of Rural Police Station, Proddatur, Kadapa District, registered for the offence punishable under Sections 420 of the Indian Penal Code, 1860 and Section 7(1) of Essential Commodities Act.

Learned counsel for the petitioner, after arguing the matter for some time, requested this Court to direct the police to follow the procedure prescribed under Section 41-A of Cr.P.C. and the guidelines laid down by the Apex Court in **ARNESH KUMAR v. STATE OF BIHAR**¹, before affecting the arrest of the petitioner.

Acceding to the request of the learned counsel for the petitioner, without touching the merits, I find that it is a fit case to issue direction to the police to follow the procedure prescribed under Section 41-A of Cr.P.C. and the guidelines laid down by the Apex Court in **ARNESH KUMAR** case referred supra before affecting the arrest of the petitioner.

With the above direction, the criminal petition is disposed of.

M. SATYANARAYANA MURTHY,J

12.04.2018
BV

¹ 2014(5) Supreme 324