

HON'BLE SRI JUSTICE M. SATYANARAYANA MURTHY

CRIMINAL PETITION No.9238 OF 2018

ORDER:

This Criminal Petition, under Section 482 of the Code of Criminal Procedure, is filed by the Petitioner/Accused to quash the proceedings in Crime No.185 of 2018 of Dachepalli Police Station, Guntur District, registered for the offences punishable under Sections 447 and 379 of I.P.C., Section 3 of Prevention of Damage to Public Property Act, 1984, and Section 21(4) of Mines and Minerals (Development and Regulation) Amendment Act, 2015 R/w.26(2) of Andhra Pradesh Minor Mineral Concession Rules, 1966.

2. After arguing the case for awhile, learned counsel for the petitioner requested this Court to direct the concerned S.H.O. to follow the procedure under Section 41-A of Cr.P.C. and the guidelines issued by the Apex Court in ***Arnesh Kumar Vs. State of Bihar and another***¹.

3. Acceding to the request of learned counsel for the petitioner, the Station House Officer, Dachepalli Police Station, Guntur District, is directed to follow the procedure under Section 41-A of Cr.P.C. and the guidelines issued by the Apex Court in ***Arnesh Kumar*** (*supra*).

4. Accordingly, with the above directions, the Criminal Petition is disposed of.

Pending miscellaneous petitions, if any, in this Criminal Petition shall stand closed in consequence.

M. SATYANARAYANA MURTHY, J

Date: 30.08.2018.
Dsh

¹ 2014 (2) ALT (CrI.) 457 (SC)

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