

HON'BLE Dr. JUSTICE B. SIVA SANKARA RAO

Criminal Petition No.11909 of 2018

ORDER :

Impugning the F.I.R. in Crime No.67 of 2018 registered by the Gangavaram Police Station, Chittoor District, for the offences punishable under Sections 354, 341, 506, 324 r/w 34 IPC on the report of the second respondent-*de facto* complainant, the petitioner-accused filed the quash petition.

2. Heard the learned counsel for petitioner and the learned Additional Public Prosecutor, representing the first respondent-State in opposing the same, before ordering notice to the second respondent and before admission. Perused the F.I.R. and the quash petition averments.

3. A perusal of the F.I.R. and the quash petition averments no way entails this Court to quash the proceedings or admit by keeping the matter pending, but for to say for none of the offences are punishable above seven years, the police strictly follow Section 41-A Cr.P.C., and also the guidelines as held by the Apex Court in **Arnesh Kumar Vs. State of Bihar¹**.

Accordingly, this Criminal Petition is disposed of without prejudice to any future defence of the petitioner. Miscellaneous petitions pending, if any, shall stand closed.

Dr. B. SIVA SANKARA RAO, J

09.11.2018
MVA

¹ (2014) 8 SCC 273