

**HONOURABLE Dr. JUSTICE B. SIVA SANKARA RAO**

CRIMINAL PETITION No. 753 of 2019

O R D E R :

Impugning the First Information Report in Crime No. 77 of 2018 registered by the Sub-Inspector of Police, Punjagutta Police Station, Hyderabad district, for the offences punishable under section 406, 420 read with section 34 of I.P.C., on the report of the second respondent-defacto complainant, the petitioner herein, who is the sole accused in the above crime filed the present quash petition.

2. Heard learned counsel for the petitioner and learned Public Prosecutor, representing the second respondent-State in opposing the same, before ordering notice to the first respondent-defacto complainant and before admission. Perused the First Information Report and quash petition averments.

3. A perusal of the First Information Report and quash petition averments no way entitles 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 Hon'ble Apex Court in *Armesh Kumar Vs. State of Bihar*.<sup>1</sup>

---

<sup>1</sup> (2014) 8 SCC 273

4. Accordingly and in the result, the criminal petition is disposed of without prejudice to any future defence of the petitioner/Accused.

5. As a sequel, miscellaneous petitions pending, if any, shall stand closed.

---

*Dr. JUSTICE B. SIVA SANKARA RAO, J.*

**HONOURABLE Dr. JUSTICE B. SIVA SANKARA RAO**

**CRIMINAL PETITION No.753 of 2019**

[ RESULT :: DISPOSED OF ]

Circulation No:  
Date : 12-02-2019  
Court Master : I s L