

THE HONOURABLE Dr. JUSTICE B. SIVA SANKARA RAO

CRIMINAL PETITION No.1094 of 2019

ORDER :

Impugning the First Information Report in Crime No.17 of 2019 registered by the Basheerabad Police Station, Vikarabad District, for the offences punishable under Sections 323 and 429 IPC and Section 3(1)(s) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 and Section 11 of the Prevention of Cruelty to Animals Act, 1960 and Sections 2, 3, 4 and 5 of the Andhra Pradesh Prevention of Animal Sacrifice Act, 1950, on the report of the 2nd respondent-*de facto* complainant, the petitioners/A.1 to A.8 filed the quash petition.

2. Heard learned counsel for the petitioners and learned Public Prosecutor, representing the 1st respondent-State in opposing the same, before ordering notice to the 2nd respondent 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 Apex Court in **Arnesh Kumar Vs. State of Bihar**¹.

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

Miscellaneous petitions pending, if any, shall stand closed.

Dr. B. SIVA SANKARA RAO, J

22nd February 2019
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¹ (2014) 8 SCC 273