

THE HON'BLE JUSTICE G.SRI DEVI

Criminal Petition Nos.2786 of 2019

ORDER:

This Criminal Petition, under Section 482 of the Code of Criminal Procedure, 1973, is filed by the petitioners/A.1 to A.3, to quash the proceedings in Crime No.254 of 2019 of WPS, DD, Hyderabad, registered for the offences punishable under Sections 498A read with 34 of IPC and Sections 3 and 4 of the Dowry Prohibition Act, 1961.

2. Heard the learned counsel for the petitioners/A.1 to A.3, the learned Additional Public Prosecutor representing the 1st respondent-State and perused the record.

3. Though the learned counsel for the petitioners/A.1 to A.3 filed this Criminal Petition for quashing of investigation in Crime No.254 of 2019 of WPS, DD, Hyderabad, he restricts his prayer seeking a direction to the investigating agency to follow the procedure prescribed under Section 41A of Cr.P.C. and to follow the guidelines prescribed by the Apex Court in Arnesh Kumar v. State of Bihar and another¹.

4. The learned Additional Public Prosecutor representing the 1st respondent-State conceded the request of the learned counsel for the petitioners.

5. Under these circumstances, the Station House Officer, WPS, DD, Hyderabad, is directed to follow the procedure laid down under

¹ AIR 2014 SC 2756

Section 41A of Cr.P.C. before arresting the petitioners/A.1 to A.3 and strictly adhere to the guidelines formulated by the Apex Court in Arnesh Kumar Vs. State of Bihar's case *supra*.

6. With the above direction, this Criminal Petition is disposed of.

Miscellaneous petitions, if any, pending in both these criminal petitions shall stand closed.

13th June, 2019
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JUSTICE G.SRI DEVI

