

THE HON'BLE JUSTICE G.SRI DEVI

Criminal Petition Nos.3012 of 2019

ORDER:

This Criminal Petition, under Section 438 of the Code of Criminal Procedure, 1973, is filed by the petitioners/A.1 and A.2, for grant of anticipatory bail in the event of their arrest in Crime No.175 of 2018 of PS, WCO Team-V, CCS, DD, Hyderabad, registered for the offences punishable under Sections 406, 420, 120(b) read with 34 of IPC.

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

3. Though the learned counsel for the petitioners/A.1 and A.2 filed this Criminal Petition for grant of anticipatory bail in Crime No.175 of 2018 of PS, WCO Team-V, CCS, 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 respondent-State conceded the request of the learned counsel for the petitioners.

5. Under these circumstances, the Station House Officer, PS WCO Team-V, CCS, DD, Hyderabad, is directed to follow the

¹ AIR 2014 SC 2756

procedure laid down under Section 41A of Cr.P.C. before arresting the petitioners/A.1 and A.2 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.

18th June, 2019
Bvv

JUSTICE G.SRI DEVI

