

HONOURABLE JUSTICE G. SRI DEVI

CRIMINAL PETITION No. 3757 of 2019

ORDER:

1. This Criminal Petition, under Section 482 Cr.P.C., is filed by the petitioners/ A.1 to A.3, seeking to quash the proceedings in Crime No.138 of 2019 of Bhadrachalam Town Police Station, Bhadradri Kothagudem District, registered for the offences punishable under Sections 294(b), 323 and 506 read with 34 of IPC.

2. Though the criminal petition is filed to quash the aforesaid proceedings, during the course of arguments, learned counsel for the petitioners/ A.1 to A.3 restricts his prayer seeking a direction to the Investigating agency to follow the procedure prescribed under Section 41-A Cr.P.C. and the guidelines prescribed by the Apex Court in *Arnesh Kumar v. State of Bihar and another*¹.

3. The learned Additional Public Prosecutor fairly concedes the request of the learned counsel for the petitioners/ A.1 to A.3.

4. In that view of the matter, the Criminal Petition is disposed of directing the police concerned to follow the provisions under Section 41-A Cr.P.C. and abide by the directions of the Apex Court as set out in *Arnesh Kumar's case* (supra).

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

JUSTICE G. SRI DEVI

09.07.2019
ssp

¹ AIR 2014 SC 2756