

HONOURABLE JUSTICE G. SRI DEVI

CRIMINAL PETITION NO.4096 OF 2019

ORDER:

This Criminal Petition is filed under Section 482 Cr.P.C. seeking quashing of investigation in Crime No.179 of 2019 of P.S. Gandhinagar, Hyderabad District, registered against the petitioner for the offences punishable under Sections 420, 376(2)(n), 290 and 506 of the Indian Penal Code and Section 3(i)(x) of the SCs & STs (POA) Act, 1989.

Though the learned counsel for the petitioner filed the present petition for quashing of investigation in Crime No.179 of 2019, he restricts his prayer seeking a direction to the Investigating agency to follow the procedure prescribed under Section 41-A of the Code of Criminal Procedure and the guidelines prescribed by the Apex Court in ***Arnesh Kumar v. State of Bihar and another***¹.

Learned Additional Public Prosecutor would submit that the directions of the Apex Court have to be followed and implemented.

In that view of the matter, the Criminal Petition is disposed of directing the police to abide by the directions of the Apex Court as set out in ***Arnesh Kumar case (supra)***. No coercive steps shall be taken against the petitioner till filing of the final report. As a sequel thereto, miscellaneous applications, if any, pending shall stand closed.

17th July 2019
RRB

(G. SRI DEVI, J)

¹ AIR 2014 SC 2756