THE HON'BLE JUSTICE G.SRI DEVI

CRIMINAL PETITION No.4452 of 2019

ORDER:

This Criminal Petition, under Section 482 of Code of Criminal Procedure, 1973, is filed by the petitioners/Accused Nos.1 to 3 seeking to quash the proceedings against them in Crime No.70 of 2019 of Mahabubabad (R) Police Station, Mahabubabad, registered for the offences punishable under Sections 498-A and 504 I.P.C and Sections 3 and 4 of the Dowry Prohibition Act, 1961.

2. Heard the learned counsel for the petitioners/Accused Nos.1 to 3 and the learned Additional Public Prosecutor representing the 1st respondent-State. Perused the record.

3. Though the learned counsel for the petitioners/Accused Nos.1 to 3 filed the present petition for quashing the investigation in the aforesaid crime, he restricts his prayer seeking a direction to the Investigating agency to follow the procedure prescribed under Section 41-A Cr.P.C. and follow the guidelines prescribed by the Apex Court in **Arnesh Kumar v. State of Bihar and another**[1].

4. The learned Additional Public Prosecutor conceded the said request.

5. Under these circumstances, the Station House Officer, Mahabubabad (R) Police Station, Mahabubabad, is directed to follow the procedure laid down under Section 41-A Cr.P.C. before arresting the petitioners/Accused Nos.1 to 3 and strictly adhere to the guidelines formulated by the Apex Court in **Arnesh Kumar case**

[1] AIR 2014 SC 2756

(supra). However, no coercive steps shall be taken against the petitioners/accused Nos.1 to 3 till filing of the final report.

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

Miscellaneous petitions, if any, pending in this criminal petition shall stand closed.

JUSTICE G.SRI DEVI

JULY 29, 2019

YVL

HIGH COURT FOR THE STATE OF TELANGANA ★ HYDERABAD ★

THE HON'BLE JUSTICE G.SRI DEVI

CRIMINAL PETITION No.4452 of 2019

Date:29.07.2019

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