

HON'BLE JUSTICE G. SRI DEVI

CRIMINAL PETITION No.5161 of 2019

ORDER :

This Criminal Petition is filed under Section 482 Cr.P.C. seeking to quash the proceedings in Crime No.9 of 2018 on the file of the SHO, I Town Police Station, Kothagudem, Bhadradi Kothagudem District, registered against the petitioner/A2 for the offences punishable under Sections 420, 468, 471 r/w 120-B IPC.

2. Though learned counsel for the petitioner/A2 filed the present petition for quashing of proceedings in the above 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 the guidelines prescribed by the Apex Court in **ARNESH KUMAR V STATE OF BIHAR AND ANOTHER¹**. At this stage, the learned Public Prosecutor would submit that notice under Section 41-A Cr.P.C. has already been issued to the petitioners.

3. Since the petitioners have already been issued notice under Section 41-A Cr.P.C., the petitioners are directed to comply with the said notice as per the directions of the Apex Court as set out in **Arnesh Kumar's case (supra)**. However, no coercive steps shall be taken against the petitioner/A2 till filing of the final report.

4. Accordingly, the Criminal Petition is disposed of. As a sequel, miscellaneous petitions pending, if any, shall stand closed.

JUSTICE G.SRI DEVI

DATED: 27.08.2019.

Hsd

¹ AIR 2014 SC 2756



