

HON'BLE JUSTICE G. SRI DEVI

CRIMINAL PETITION No.6011 of 2019

ORDER:

This Criminal Petition is filed under Section 482 Cr.P.C. by the petitioner/accused seeking to quash the proceedings in COR No.41 of 2018 on the file of the Station House Officer, Prohibition & Excise Station, Kothakota, registered against the petitioner/Accused for the offence punishable under Section 34(a) of A.P.Excise Act, 1968.

Though learned counsel for the petitioner/Accused filed the present petition for quashing of proceedings in COr No.41 of 2018, 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***.

The 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's case (supra)***.

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

JUSTICE G. SRI DEVI

Dt.24.09.2019.

Vvr

¹ AIR 2014 SC 2756

HON'BLE JUSTICE G. SRI DEVI



CRIMINAL PETITION No.6011 of 2019

Dt.24.09.2016

Vvr