

HONOURABLE JUSTICE G. SRI DEVI

CRIMINAL PETITION No.6339 of 2019

ORDER

This criminal petition is filed under Section 482 Cr.P.C., by petitioners/accused seeking to quash the proceedings in Crime No.441 of 2019 on the file of Cyber Crime Police Station, Hyderabad City, registered for the offences under Sections 419 and 420 IPC and under Sections 66-C and 67 of I.T.Act, 2000, against them.

2. Though the petitioners/accused have raised several grounds to quash the aforesaid proceedings, learned counsel for the petitioners requested this Court to direct the police concerned 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. Learned Additional Public Prosecutor would submit that notice under Section 41-A Cr.P.C., has already been issued to the petitioners.

4. Since the Investigating Agency has 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 in ***Arnesh Kumar's case (supra)***. However, no coercive steps shall be taken against the petitioners/accused till filing of the final report.

¹ AIR 2014 SC 2756,

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

JUSTICE G. SRI DEVI

1st October, 2019

sj

