

HON'BLE JUSTICE G. SRI DEVI

CRIMINAL PETITION No.6509 of 2019

ORDER:

This Criminal Petition is filed under Section 482 Cr.P.C. seeking to quash the proceedings in Crime No.61 of 2019 on the file of the SHO, Monapad Police Station, registered against the petitioners/A.1 and A.4 for the offences punishable under Sections 379 read with 34 IPC and under Section 3 of the Prevention of Damage to the Public Property Act, 1984.

Though learned counsel for the petitioners filed the present petition for quashing of proceedings in Crime No.61 of 2019 supra, 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 another***¹.

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

17.10.2019.

VVR

¹ AIR 2014 SC 2756