

THE HONOURABLE SRI JUSTICE T.AMARNATH GOUD

CRIMINAL PETITION No.6597 of 2019

ORDER:

This Criminal Petition is filed under Section 482 Cr.P.C. seeking to quash the proceedings in Crime No.116 of 2019 of the SHO, Mustabad Police Station, Rajanna Sircilla District, registered against the petitioner/s for the offences punishable under Sections 323 read with 34 of IPC and Sections 3(1)(s)(m)(w)(ii), 3(2)(va) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act.

Though learned counsel for the petitioner/s filed the present petition for quashing of proceedings in the above crime, they restricts their prayer seeking a direction to the Investigating Agency to follow the procedure prescribed under Section 41-A Cr.P.C. as per the guidelines prescribed by the Apex Court in ***Arnesh Kumar v. State of Bihar and another*¹**.

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, this 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)***. However, no coercive steps shall be taken against the petitioner/s.

Miscellaneous petitions pending, if any, shall stand closed.

T.AMARNATH GOUD,J

21.10.2019

kvrn

¹ AIR 2014 SC 2756