

**THE HON'BLE JUSTICE G.SRI DEVI**

**CRIMINAL PETITION No.6893 of 2019**

**ORDER:**

This Criminal Petition, under Section 482 of Code of Criminal Procedure, 1973, is filed by the petitioner/Accused No.1 seeking to quash the proceedings against him in Crime No.140 of 2019 of Chinthalapalem Police Station, Suryapet District, registered for the offences punishable under Sections 341, 186 and 188 read with 34 I.P.C.

2. Heard the learned counsel for the petitioner/Accused No.1, the learned Additional Public Prosecutor representing the 1<sup>st</sup> respondent-State and perused the record.

3. Though the learned counsel for the petitioner/Accused No.1 filed the present petition for quashing the investigation in the aforesaid Crime Occurrence Report, he restricts his prayer seeking a direction to the Investigating agency to follow the procedure prescribed under Section 41-A Cr.P.C. and follow the guidelines prescribed by the Apex Court in **Arnesh Kumar v. State of Bihar and another**<sup>1</sup>.

4. Under these circumstances, the Station House Officer, Chinthalapalem Police Station, Suryapet District, is directed to follow the procedure laid down under Section 41-A Cr.P.C. before arresting the petitioner/Accused No.1 only and strictly adhere to the guidelines formulated by the Apex Court in **Arnesh Kumar case (supra)**. However, no coercive steps shall be taken against the petitioner/accused No.1 only till filing of the final report.

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<sup>1</sup> AIR 2014 SC 2756

5. With the above direction, the Criminal Petition is disposed of.

Miscellaneous petitions, if any, pending in this criminal petition shall stand closed.

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**JUSTICE G.SRI DEVI**

**30<sup>th</sup> October, 2019**

Note:

Furnish C.C.today.

(B/o)

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**Date:30.10.2019**

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