

HONOURABLE JUSTICE G. SRI DEVI

CRIMINAL PETITION NO.747 OF 2020

ORDER:

This Criminal Petition is filed under Section 482 of the Code of Criminal Procedure (Cr.P.C.) seeking quashing of investigation in Crime No.10 of 2020 of P.S. Ghanpur, Warangal Commissionerate, registered against the petitioner/accused for the offence punishable under Section 420 of the Indian Penal Code.

Though the learned counsel for the petitioner/accused filed the present petition for quashing of investigation in Crime No.10 of 2020, he restricts his prayer seeking a direction to the Investigating agency to follow the procedure prescribed under Section 41-A of the Cr.P.C. and 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, the Criminal Petition is disposed of directing the police to abide by the directions of the Apex Court as set out in ***Arnesh Kumar case (supra)***. However, no coercive steps shall be taken against the petitioner/accused up to 27.02.2020 as per the agreement

¹ AIR 2014 SC 2756

executed between the parties. If the amount is not paid by the petitioner/accused to the *de facto* complainant on or before 27.02.2020, police are at liberty to take steps in accordance with law.

Miscellaneous applications, if any, pending shall stand closed.

3rd February 2020
RRB

(G. SRI DEVI, J)

