

HON'BLE SRI JUSTICE K. SREENIVASA REDDY

Criminal Petition No.8065 of 2022

Order:

This Criminal Petition, under Section 438 Cr.P.C., has been filed by the petitioner/A2, seeking anticipatory bail, in Crime No.14 of 2022 on the file of Cyber Crime Police Station, CID, Mangalagiri, registered for the offences punishable under Sections 419, 469, 153-A, 505(2), 120-B read with Section 34 IPC and Section 66-C of the Information Technology Act, 2000.

2. Brief allegations made as against the petitioner herein and others is that they are conspiring to humiliate the dignity of Hon'ble Chief Minister's wife Smt. Y.S. Bharathi in social media and in respect of that the present case has been registered against them.

3. Learned counsel for the petitioner/A2, after arguing for some time, confined his arguments to the extent that it would suffice that since the offences alleged are punishable with imprisonment of less than seven years, prays this Court to direct the respondents to follow the procedure as contemplated under Section 41A of Cr.P.C.

4. Heard. Perused the record.

5. Since the offences alleged are punishable with imprisonment of less than seven years, this Court directs the police to follow the procedure as contemplated under Section 41A of Cr.P.C. scrupulously

as per the guidelines laid down under ***Arnesh Kumar Vs. State of Bihar and another***¹. However, the police are directed to interrogate the petitioner/A2 between 11.00 AM and 2.00 PM.

6. With the above directions, the Criminal Petition is disposed of.

As a sequel thereto, the miscellaneous petitions, if any pending, in the Criminal Petition, shall stand closed.

K. SREENIVASA REDDY, J.

Date:19.10.2022
Nsr

¹ (2014) 8 SCC 273

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