

Balasa Venkateswarlu, vs The State Of Andhra Pradesh, on 26 July, 2022

Author: Ninala Jayasurya

Bench: Ninala Jayasurya

IN THE HIGH COURT OF ANDHRA PRADESH :: AMARAVATI

HON'BLE SRI JUSTICE NINALA JAYASURYA

CRIMINAL PETITION No.5559 OF 2022

Between: -

Balasa Venkateswarlu
and others

... Petitioners/
Accused Nos.1 to 3

and

The State of Andhra Pradesh represented by
Represented by its Public Prosecutor

... Respondent

Counsel for the petitioners : Mr.Raja Reddy Koneti

Counsel for the respondent : The Public Prosecutor

ORDER:

The present Criminal Petition is filed under Section 482 of the Code of Criminal Procedure, 1973 seeking to quash the proceedings against the petitioners/Accused Nos.1 to 3 in C.C. No.79 of 2018 on the file of the Court of the Judicial Magistrate of First Class, Naidupet, for the offences under Sections 353, 273, 188 of the Indian Penal Code, 1860 and Section 58 of the Food Safety and Standards Act, 2006.

2. Heard the learned counsel for the petitioners and learned Additional Public Prosecutor representing the respondent.

3. The learned counsel for the petitioners while placing reliance on the decision of this Court in Criminal Petition No.5421 of 2019 and batch, dated 18.12.2019, submits that the matter is squarely covered by the said decision and the present Criminal Petition deserves to be allowed by quashing the proceedings against the petitioners.

4. The learned Assistant Public Prosecutor fairly submits that the matter is covered by the common order passed in Criminal Petition No.5421 of 2018 and batch, dated 18.12.2019.

5. This Court has considered the submissions made by the learned counsel for both sides. A reading of the copy of the F.I.R., filed along with the material papers would clearly show that the Police have suo motu registered the Crime against the petitioners in this case.

6. Since the present case is squarely covered by the decision in Criminal Petition No.5421 of 2019 and batch dated 18.12.2019, for the reasons alike, the Criminal Petition is allowed, quashing the proceedings against petitioners/Accused Nos.1 to 3 in C.C. No.79 of 2018 on the file of the Court of the Judicial Magistrate of First Class, Naidupet. Miscellaneous applications, pending if any, shall stand closed.

_____ NINALA JAYASURYA, J July 26, 2022.

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