

Sri Venkata Raghava Surendra Muvvala vs The State Of Andhra Pradesh on 7 February, 2022

Author: Cheekati Manavendranath Roy

Bench: Cheekati Manavendranath Roy

THE HON'BLE SRI JUSTICE CHEEKATI MANAVENDRANATH ROY

CRIMINAL PETITION NOS.480, 485, 488 AND 489 OF 2022

COMMON ORDER:

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These criminal petitions under Section 482 of the Code of Criminal Procedure, 1973, are filed seeking quash of F.I.Rs in Crime No.7 of 2022 of Martur Police Station, Prakasam District registered for the offences punishable under Sections 20(2), 24(1) r/w 6(A) r/w 7(1) r/w 8(1)(a) r/w 10 of the Cigarettes and Other Tobacco Products (Prohibition of Advertisement and Regulation of Trade and Commerce, Production, Supply and Distribution) Act, 2003 (for short "COTP Act"); Crime No.14 of 2022 of Ongole I Town Police Station, Prakasam District registered for the offences punishable under Section 272 of the Indian Penal Code, 1860 (for short "I.P.C."), under Section 20(2) and 24(1) of the COTP Act and under Section 55 of the Food Safety and Standards Act, 2006 (for short "F.S.S. Act") and Crime No.12 of 2022 of Sattenapalli Town Police Station, Guntur District registered for the offences punishable under Sections 420, 188, 272, 273 of I.P.C. and under Section 20(1) r/w 7(1) of the COTP Act and charge sheet in C.C.No.2721 of 2019 on the file of learned Judicial Magistrate of First Class, Nandyal filed for the offences punishable under Sections 188, 273, 328 r/w 34 of I.P.C. and under Section 59(i) of F.S.S. Act, respectively.

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

3. These are covered matters in view of the earlier common orders passed by this Court in Criminal Petition No.5421 of 2019 and batch and in Criminal Petition Nos.2966 of 2021 and batch, whereby this Court has quashed several F.I.Rs registered for the similar offences based on identical facts. Therefore, the petitioners, who are similarly placed, are also entitled for quash of the F.I.Rs and charge sheet registered against them.

4. Therefore, in view of the aforesaid common orders of this Court and for the reasons stated therein, these Criminal Petitions are allowed and the aforesaid F.I.Rs and charge sheet registered against the petitioners, are hereby quashed.

Miscellaneous Petitions, if any pending, in these Criminal Petitions, shall stand closed.

----- JUSTICE CHEEKATI
MANAVENDRANATH ROY Date : 07-02-2022 ARR THE HON'BLE SRI JUSTICE CHEEKATI
MANAVENDRANATH ROY CRIMINAL PETITION NOS.480, 485, 488 AND 489 OF 2022 Date :
07-02-2022 ARR