

Shaik Jaffar Hussain And Others vs The State Of Andhra Pradesh on 21 June, 2022

Author: Ninala Jayasurya

Bench: Ninala Jayasurya

IN THE HIGH COURT OF ANDHRA PRADESH :: AMARAVATHI
HON'BLE SRI JUSTICE NINALA JAYASURYA

CRIMINAL PETITION No.4226 of 2022

Shaik Jaffar Hussain and others ... Petitioners
Versus

The State of Andhra Pradesh,
Rep.by its Public Prosecutor. Respondent

Counsel for the petitioners : Sri D.Kasi Rao

Counsel for the respondent : Assistant Public Prosecutor

ORDER:

Heard learned counsel for the petitioners and the learned Assistant Public Prosecutor for the State-respondent.

2. This Criminal Petition is filed under Section 482 of Code of Criminal Procedure, 1973 (for short 'Cr.P.C.') seeking to quash the charge sheet in C.C.No.119 of 2019 on the file of the Court of Judicial Magistrate of First Class, Banaganapalli, Kurnool District, filed for the offences punishable under Sections 188, 273 of Indian Penal Code (for short 'I.P.C.') and Section 59(1) of Food Safety and Standards Act, 2006 (for short 'FSS Act').

3. Learned counsel for the petitioners/accused Nos.1 to 3 would submit that this is a covered matter in view of the earlier common order passed by this Court in Criminal Petition Nos.5421 of 2019 & batch and 2966 of 2021 and batch, whereby this Court has quashed several F.I.Rs registered for the similar offences based on identical facts. Therefore, he would submit that the petitioners, who are similarly placed, are also entitled for quash of the criminal proceedings launched against them. So, he would pray for quash of the charge sheet registered against the petitioners/accused Nos.1 to 3. The learned Assistant Public Prosecutor fairly submits that the matter can be disposed of in the light of the above mentioned decision.

4. In the light of the above submissions and in view of the aforesaid common orders of this Court and for the reasons stated therein, this Criminal Petition is allowed and the charge sheet in C.C.No.119 of 2019 on the file of the Court of Judicial Magistrate of First Class, Banaganapalli, Kurnool District, filed against the petitioners/accused Nos.1 to 3, is hereby quashed.

Consequently, miscellaneous petitions pending, if any, shall stand closed.

_____ NINALA JAYASURYA, J Date: 21.06.2022 BLV HON'BLE SRI
JUSTICE NINALA JAYASURYA CRIMINAL PETITION No.4226 of 2022 Dt: 21.06.2022 BLV