

CRLP/1598/2022 on 9 March, 2022

Author: D.Ramesh

Bench: D. Ramesh

THE HON'BLE SRI JUSTICE D. RAMESH
CRIMINAL PETITION NO.1598 OF 2022

ORDER:

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This Criminal Petition under Section 482 of the Code of Criminal Procedure, 1973 (for short "Cr.P.C."), is filed seeking quash of the proceedings in F.I.R.No.184 of 2020 of Tadikonda Police Station, Guntur (Urban) Guntur District, registered for the offences punishable under Sections 57(1), 58, 59, 63 of Food Safety and Standards Act, 2006 and under Section 34(A) of Andhra Pradesh Excise Act, 1968.

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

3. Learned counsel for the petitioners 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 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 are similarly placed and they are also entitled for quash of the F.I.R registered against them, leaving the offence punishable under Section 34(A) of A.P. Excise Act, to be investigated.

4. Learned Additional Public Prosecutor fairly concedes that this is a covered matter in view of the aforesaid common order passed by this Court and thereby prayed to pass appropriate orders accordingly in this Criminal Petition also.

5. Therefore, in view of the aforesaid common order of this Court and for the reasons stated therein, this Criminal Petition is partly allowed and the aforesaid F.I.R. registered against the petitioners, is hereby quashed, with regard to the offences punishable under Sections 57(1), 58, 59, 63 of Food Safety and Standards Act, 2006. However, the Criminal Petition relating to the offence punishable under Section 34(A) of the A.P.Excise Act, is hereby dismissed. The Investigating Officer is at liberty to proceed with investigation relating to the offence punishable under Section 34(A) of the A.P.Excise Act.

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

_____ D.RAMESH,J Date: 09.03.2022 PA.

HON'BLE SRI JUSTICE D.RAMESH CRIMINAL PETITION NO. 1598 of 2022 DATED: 09.03.2022
PA.

HIGH COURT OF ANDHRA PRADESH :: AMARAVATI MAIN CASE No:CRL.P.No.1598 of 2022
PROCEEDING SHEET SL. DATE ORDER OFFICE NOTE NO.

01. 09.03.2022 DR, J Dispense with petition is ordered.

_____ DR,J Criminal Petition is partly allowed. (VSO) _____ DR,J PA.

SL. DATE ORDER OFFICE NOTE NO.