

CRLP/6838/2021 on 6 January, 2022

Author: Cheekati Manavendranath Roy

Bench: Cheekati Manavendranath Roy

THE HON'BLE SRI JUSTICE CHEEKATI MANAVENDRANATH ROY

CRIMINAL PETITION Nos.5156, 5163 of 2019, 5641, 6833,
6838, 6849, 6843 of 2021

ORDER:

-

These Criminal Petitions under Section 482 of the Code of Criminal Procedure, 1973 (for short "Cr.P.C.") are filed seeking quash of F.I.Rs in Crime No.38 of 2019 of Rajahmundry I Town Police Station, registered for the offences punishable under Sections 270, 273 r/w 34 IPC and under Sections 5, 22 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'); in Crime No.382 of 2018 of Rajahmundry I Town Police Station, registered for the offences punishable under Sections 270, 273 IPC and under Sections 5, 22 of the COTP Act; in Crime No.162 of 2020 of Sanjamala Police Station, Kurnool District, registered for the offences punishable under Sections 188, 273 r/w 34 IPC and under Section 59(i) of the Food Safety and Standards Act (for short „FSS Act "); in Crime No.554 of 2021 of Piduguralla Town Police Station, Guntur District, registered for the offences punishable under Sections 7(1), 7(3), 20(1) of the COTP Act; in Crime No.495 of 2021 of Piduguralla Town Police Station, Guntur District, registered for the offences punishable under Sections 7(1), 7(3), 20(1) of the COTP Act; in Crime No.92 of 2021 of Savallyapuram Police Station, Guntur District, registered for the offences punishable under Sections 188, 272, 273, 328 IPC and under Sections 7(1), 7(3), 20(1) of the COTP Act; and proceedings in C.C.No.342 of 2021 on the file of the learned Judicial Magistrate of First Class, Kothavalasa, registered for the offences punishable under Sections 5, 22 of the COTP Act, respectively.

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

There are covered matters in view of the earlier common orders passed by this Court in Criminal Petition No.5421 of 2019 and batch and Criminal Petition No.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 F.I.Rs and the charge sheet registered against them.

Resultantly, these Criminal Petitions are allowed and the aforesaid F.I.Rs and the charge sheet registered against the petitioners in all the Criminal Petitions are hereby quashed.

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

----- JUSTICE CHEEKATI
MANAVENDRANATH ROY Date: 06.01.2022 AKN THE HON'BLE SRI JUSTICE CHEEKATI
MANAVENDRANATH ROY CRIMINAL PETITION Nos.5156, 5163 of 2019, 5641, 6833, 6838,
6849, 6843 of 2021 Date: 06-01-2022 AKN