

# **P. Hemachandra vs The State Of Andhra Pradesh on 23 February, 2022**

**Author: D.Ramesh**

**Bench: D. Ramesh**

THE HON'BLE SRI JUSTICE D. RAMESH  
CRIMINAL PETITION NO.1137 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 P.R.C.No.13 of 2021 on the file of the Court of III Additional Judicial Magistrate of I Class, Chittoor District registered for the offences punishable under Sections 273, 328 IPC and Section 24(1) r/w 27 of Cigarettes and Other Tobacco Products (Prohibition of Advertisement and Regulation of Trade and Commerce, Production, Supply and Distribution) Act, 2003, Section 3 of Epidemic Disease Act 1897, Section 59(1) of Food Safety and Standards Act and Section 4 of Gutka & Pan Masala Act.

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

3. Learned counsel for the petitioner 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 petitioner is similarly placed and he is also entitled for quash of the F.I.R registered against him.

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.

5. Therefore, in view of the aforesaid common order of this Court and for the reasons stated therein, this Criminal Petition is allowed and the aforesaid F.I.R. registered against the petitioner, is hereby quashed.

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

\_\_\_\_\_ D.RAMESH,J Date:23.02.2022 PA.