

Kopparthi Suresh vs The State Of Andhra Pradesh on 14 October, 2022

Author: Ninala Jayasurya

Bench: Ninala Jayasurya

IN THE HIGH COURT OF ANDHRA PRADESH :: AMARAVATI

HON'BLE SRI JUSTICE NINALA JAYASURYA

CRIMINAL PETITION No.8127 OF 2022

Between:-

Kopparthi Suresh

And another

... Petitioners/
Accused Nos.1 and 2

and

The State of Andhra Pradesh represented by
Represented by its Public Prosecutor.

... Respondent

Counsel for the petitioners : Mr.Raja Reddy Koneti

Counsel for the respondent : The Public Prosecutor

ORDER:

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

2. The present Criminal Petition has been filed seeking to quash the proceedings against the petitioners/Accused Nos.1 and 2 in C.C. No.204 of 2019 on the file of the Court of the Additional Judicial First Class Magistrate, Gudur, registered for the offences punishable under Sections 353, 273 of the Indian Penal Code, 1860, and Section 58 of the Food Safety and Standards Act, 2006.

3. The learned counsel for the petitioners while placing reliance on the decision of this Court in Criminal Petition No.3731 of 2018 and batch, dated 27.8.2018, submits that the matter is squarely covered by the said decision and the present Criminal Petition deserves to be allowed by quashing the proceedings against the petitioners.

4. The learned Additional Public Prosecutor fairly submits that the matter is covered by the common order passed in Criminal Petition No.3731 of 2018 and batch, dated 27.8.2018.

5. This Court has considered the submissions made by the learned counsel for both sides. A reading of the copy of the charge sheet filed along with the material papers would clearly show that the Police have suo motu registered the Crime against the petitioners in this case.

6. Since the present case is squarely covered by the decision in Criminal Petition No.3731 of 2018 and batch dated 27.8.2018, for the reasons alike, the Criminal Petition is allowed, quashing the proceedings against the petitioners/Accused Nos.1 and 2 in C.C. No.204 of 2019 on the file of the Court of the Additional Judicial First Class Magistrate, Gudur. Miscellaneous applications, pending if any, shall stand closed.

NINALA JAYASURYA, J October 14, 2022.

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