

**HIGH COURT OF ANDHRA PRADESH AT AMARAVATI**

MAIN CASE No.: CrI.P. No.6021 of 2021

**PROCEEDING SHEET**

Sl. No	DATE	ORDER	Office Note
1.	02.11.2021	<p><b><u>CMR, J</u></b></p> <p style="text-align: center;"><b><u>CrI.P. No.6021 of 2021</u></b></p> <p>Learned Additional Public Prosecutor takes notice for 1<sup>st</sup> respondent / State and requests time to obtain instructions.</p> <p>Issue notice to 2<sup>nd</sup> respondent returnable in four (04) weeks.</p> <p style="text-align: right;">_____ <b>CMR, J</b></p> <p style="text-align: center;"><b><u>I.A.No.1 of 2021</u></b></p> <p>The petitioners are accused in Crime No.265 of 2021 of Allagadda Town Police Station, Kurnool District. The allegations set out in the F.I.R. <i>prima facie</i> do not make out any offence punishable under Section 420 of I.P.C.</p> <p>Learned Additional Public Prosecutor would submit that even though no offence under Section 420 of I.P.C. is made out from the facts of the case, that a case under Section 506 of I.P.C. is made out from the facts of the case.</p> <p>In the said facts and circumstances of the case, the petitioners could make out a strong <i>prima facie</i> case to examine in the main criminal petition whether the prosecution launched against the petitioners in the given facts and circumstances of the case would amount to abuse of process of Court or not. Therefore, till the said controversy is resolved in the main criminal petition, this</p>	

Court is of the considered view that the petitioners are entitled for a protection.

Therefore, there shall be a direction to the Investigation Officer not to arrest the petitioners, till the next date of hearing.

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**CMR, J**  
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