

Section 41A of the Criminal Procedure Code (CrPC)

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The **Bombay High Court** recently highlighted a violation by the **CBI** of **Section 41A of the Criminal Procedure Code (CrPC)**.



[ref-live law]

About the Section 41A of the Criminal Procedure Code:

- The Section 41A of the Criminal Procedure Code allows **police officers** to issue notices to individuals connected to an **investigation**, requiring their appearance.
- Under **Section 41A**, if the individual complies with the notice, arrest is not warranted unless the officer provides specific, written reasons, such as to prevent evidence tampering, further offences, or to ensure a thorough investigation.
- This provision aims to curb routine arrests by the police in situations where custody is not necessary.
- The **Supreme Court**, in the **Arnesh Kumar and Satyendra Kumar Antil cases**, emphasized the importance of adhering to Section 41A to avoid unnecessary arrests and casual detention authorizations by magistrates.