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SUPREME COURT

No Backdoor Protection While FIR Stands

Supreme Court Draws a Line for High Courts

Sheikh Rayees • January 21, 2026

PUBLISHED REPORT

The Supreme Court has clarified that High Courts cannot quietly shield accused persons from arrest while refusing to quash an FIR. If a plea to scrap the case fails, the Court said, judges cannot simultaneously instruct the police to follow the notice-before-arrest procedure under Section 41A of the Criminal Procedure Code.

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