

IN THE HIGH COURT OF JUDICATURE AT HYDERABAD
FOR THE STATE OF TELANGANA AND THE STATE OF ANDHRA PRADESH

FRIDAY, THE THIRTY FIRST DAY OF JULY
TWO THOUSAND AND FIFTEEN

PRESENT

THE HON'BLE SRI JUSTICE M.S.K.JAISWAL

CRIMINAL PETITION No.4027 of 2011

Between:

K.Devender Reddy and another

..... PETITIONERS/A1 & A2

AND

The State of A.P.rep.by its

Public Prosecutor,

High Court, Hyderabad and another

.....RESPONDENTS

DATE OF JUDGMENT PRONOUNCED: **31.07.2015**

SUBMITTED FOR APPROVAL:

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THE HON'BLE SRI JUSTICE M.S.K.JAISWAL

1. Whether Reporters of Local newspapers may be Yes/No allowed to see the Judgments?
2. Whether the copies of judgment may be marked Yes/No to Law Reporters/Journals
3. Whether Their Ladyship/Lordship wishes to see Yes/No the fair copy of the Judgment?

THE HON'BLE SRI JUSTICE M.S.K.JAISWAL

CRIMINAL PETITION No.4027 of 2011

ORDER:

This criminal petition is filed under Section 482 Cr.P.C. to quash the proceedings in Cr.No.124 of 2011 on the file of Medchal Police Station, Cyberabad.

Heard the learned counsel appearing for the petitioners and the learned Additional Public Prosecutor, representing the State.

Basing on the complaint lodged by the 2nd respondent/*de facto* complainant, the police registered the above crime against the petitioners/accused for the offences punishable under sections 384, 511, 506 and 504 IPC.

The allegations levelled in the complaint clearly reveal that both the petitioners, who introduced themselves as news reporters, approached the 2nd respondent/*de facto* complainant and demanded money from him for not publishing any news against him about his water plant, and subsequently also, both the petitioners are alleged to have threatened the 2nd respondent/*de facto* complainant over their mobile phones.

The contention of the petitioners is that on receiving complaints from public that the 2nd respondent/*de facto* complainant is maintaining water plant, without obtaining any permission from the concerned authorities, they went to the water plant of the 2nd respondent/*de facto* complainant to know the real facts in the process of gathering information and reports for publishing in their respective news papers,

enquired into the matter, but they have not demanded any money from the 2nd respondent/*de facto* complainant and threatened him.

The allegations levelled in the complaint, *prima facie*, reveal the commission of offences, as alleged. This is a matter, which requires investigation by the police, and there are no valid grounds to quash the First Information Report.

However, considering the facts and circumstances of the case and status of the petitioners, it is directed that the Investigating Agency shall proceed with the investigation in the above crime without arresting the petitioners/A1 & A2, till completion of investigation and filing of charge sheet.

The Criminal Petition is accordingly dismissed.

Pending miscellaneous applications, if any, shall stand closed in consequence.

M.S.K.JAISWAL,J

Date: 31.07.2015

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