

**HON'BLE Dr. JUSTICE B. SIVA SANKARA RAO**

**CRIMINAL PETITION No.4198 of 2014**

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**ORDER :**

This criminal petition is filed by the petitioner/A.2 under Section 482 Cr.P.C seeking to quash the proceedings in Crime No.123 of 2013 of Nizambad I Town Police Station, Nizamabad District, originally registered for the offence punishable under Section 174 Cr.P.C. and later altered to Section 306 IPC.

2. Undisputedly the police filed final report in the form of charge sheet that was taken cognizance by the learned Magistrate. Needless to say the scope of the impugning of the F.I.R. seized its efficacy by virtue of the subsequent investigation and charge sheet. Thereby, the proceedings are closed by left open the remedy to the petitioner either to seek for discharge by filing application under relevant provision of Cr.P.C. to consider from the prosecution material based on the expression of the Apex Court in **State of Orissa v. Debendranath Padhi** or to seek other appropriate remedy.

3. Accordingly, the criminal petition is dismissed as infructuous. Miscellaneous petitions pending, if any, shall stand dismissed

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**Dr. B. SIVA SANKARA RAO, J**

10<sup>th</sup> June 2015.

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