

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

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CRIMINAL PETITION No.6178 of 2014

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Between:

Vallabhaneni Srikanth

.. Petitioner/ accused No.1

And

The Station House Officer,
Eluru, III Town Police Station,
West Godavari District,
being rep. by Public Prosecutor,
High Court of Andhra Pradesh at Hyderabad & another

.. Respondents

DATE OF JUDGMENT PRONOUNCED: 21-07-2015

SUBMITTED FOR APPROVAL:

**HONOURABLE Dr. JUSTICE B.SIVA SANKARA
RAO**

1. Whether Reporters of Local newspapers

Yes/No

may be allowed to see the Judgment?

2. Whether the copies of judgment may be
marked to Law Reporters/Journals

Yes/No

3. Whether Their Lordship wish to
see the fair copy of the Judgment?

Yes/No

HONOURABLE Dr. JUSTICE B.SIVA SANKARA RAO

CRIMINAL PETITION No.6178 of 2014

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ORDER :

This Criminal Petition is filed by the Petitioner/ accused No.1 under Section 482 Cr.P.C seeking to quash the proceedings in Crime No.190 of 2014 of Eluru III Town Police Station, West Godavari District registered for the offences punishable under Sections 406 and 420 IPC.

2) Heard learned counsel for the petitioner/ accused and learned public prosecutor representing the 1st respondent—State before admission and before ordering notice to the 2nd respondent—de facto complainant. Perused the material on record.

3) A perusal of the record would show that interim stay granted on 10.06.2014 and the same is continuing even date. It is the contention of the counsel for petitioner that the allegations made out at best is a civil liability and there is any misappropriation or cheating from the inception of dishonest intention. As the material falls short to admit the Criminal Petition filed under Section 482 Cr.P.C, the same is disposed of giving liberty to petitioner/ accused to surrender himself before the learned Magistrate concerned and move for regular bail with notice to Assistant public prosecutor concerned, in such an event the learned Magistrate shall grant bail on the same day with necessary conditions. Needless to say at the post bail stage, the learned Magistrate may dispense with their presence. It is further needless to say any further remedy is left open to them after police filing final report and taken cognizance by the learned Magistrate if any.

4) Miscellaneous petitions, if any pending, shall stand closed.

Dr. B. SIVA SANKARA RAO, J

Dt.21.07.2015
Knl

HONOURABLE Dr. JUSTICE B.SIVA SANKARA RAO

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Date:21.07.2015

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