

**IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

MONDAY, THE TWENTY EIGHTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY

PRESENT

THE HONOURABLE SRI JUSTICE T. VINOD KUMAR

TRANSFER CRIMINAL PETITION NO: 61 OF 2018

Between:

1. M. Jeeva Rathnam, S/o. late Devadanam, Aged about 42 years, Occ. Service, R/o. 12-1-1124., North Lallaguda., Near Water Tank, Shantinagar, Secunderabad.
2. M. Jayamma, W/o. Late Devadanam, Aged about 65 years, Occ. Household, R/o. 12-1-1124., North Lallaguda., Near Water Tank, Shantinagar, Secunderabad.
3. M. Elizebeth, D/o. Late Devadanam, Aged about 50 years, Occ. Spinster, R/o. 12-1-1124., North Lallaguda., Near Water Tank, Shantinagar, Secunderabad.
4. Jeedikani Rechal, W/o. Jhon Babu, Aged about 45 years, Occ. Household, H.No.12-1-1124, North Lallaguda, Near Water Tank, Shantinagar, Secunderabad.
5. Jeedikanti Jhon Babu, Aged about 47 years, H.No.12-1-1263, North Lallaguda, Near Water Tank, Shantinagar, Secunderabad.
6. Mallaarapu Jhon, S/o. Late Devadanam, Aged about 33 years, Occ. Private Service, H.No.10-96/1/3., PVN Colony, Secunderabad.

...Petitioners

AND

1. Mallaarapu Roja, W/o. M. Jeeva Rathnam, Aged about 35 years, Occ. House wife, R/o. 7-5-218/1, CSP Colony., Godavarikahni, Ramagundam Mandal, Karimnagar District.
2. The State of Telangana , represented by its Public Prosecutor, High Court, at Hyderabad

...Respondents

Petition under Section 407 (2) of Cr.P.C praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to withdraw the DVC No. 3 of 2015 from the file of the Learned Judicial Magistrate of First Class at Godavarikhani, Karimnagar District and Transfer the Same to any Magistrate Court, at Hyderabad for disposal according to law.

I.A. NO: 1 OF 2018

Petition under Section 407 (6) Cr.P.C praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to stay all further proceedings in DVC No. 3 of 2015 from the file of the Learned Judicial Magistrate of First Class at Godavarikhani, Karimnagar District pending disposal of the Transfer Civil Mis.Petition.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri M. Anand Kumar, Advocate for the Petitioners and the Public Prosecutor on behalf of the Respondent No.2 and of the Respondent No.2 not appearing in person or by Advocate.

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE T. VINOD KUMAR

Transfer Criminal Petition No.61 of 2018

ORDER:

This Transfer Criminal Petition is filed seeking to withdraw DVC No.3 of 2015 from the Court of the Judicial Magistrate of First Class, Godavarikhani, Karimnagar District and to transfer the same to any Magistrate Court at Hyderabad.

Today, the matter is listed under the caption 'infructuous matters' and when the matter is taken up for hearing, the learned Additional Public Prosecutor, based on the e-courts case status report, would submit that after full-fledged trial, the matter has resulted in acquittal of the accused, by order dated 23.07.2018 of the Judicial Magistrate of First Class, Godavarikhani, Karimnagar District, and as such, the present transfer criminal petition filed does not require further consideration by this Court.

Having regard to the submissions made as above, no further orders need be passed in the present transfer criminal petition. Accordingly, the transfer criminal petition is closed. However, the petitioners are at liberty to file a petition seeking to reopen the matter, in the event the said DVC has not been disposed of by the trial Court as noted above.

Miscellaneous petitions, if any, pending in this criminal petition shall stand closed.

//TRUE COPY//

**SD/- I.NAGALAKSHMI
ASSISTANT REGISTRAR**

SECTION OFFICER

To,

1. The Judicial Magistrate of First Class at Godavarikhani, Karimnagar District.
2. Two CCs to the Public Prosecutor, High Court for the State of Telangana, at Hyderabad [OUT]
3. One CC to Sri M. Anand Kumar, Advocate [OPUC]
4. Two CD Copies



HIGH COURT

TVKJ

DATED:28/12/2020



ORDER

TRCRLP.No.61 of 2018

CLOSING THE TRANSFER CRIMINAL PETITION

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K. H. A.
08/01/2021