IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

TUESDAY, THE EIGHTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY

PRESENT

THE HONOURABLE SRI JUSTICE T.VINOD KUMAR

CRIMINAL PETITION NO: 3139 OF 2020

Between:

1. Budidha Karthik, S/o. B. Venkateshwarlu, aged 30 years Occ. Private Employee, R/o. H No. 3-4-63/10/A/1 Arvindanagar Colony, Street No.1A, Ramanthapur, Uppal, Hyderabad
2. Budidha Varalakshmi,, W/o. B. Venkateswarlu Aged 49 years, Occ, House wife, Presently residing at 30 Wattel Road, Harlow, Essex, United Kingdom, CM17 OGE
3. Budidha Venkateswarlu,, S/o. Rajaiah Aged 54 years. Occ. Private Employee, Presently residing at 30 Wattel Road, Harlow, Essex, United Kingdom, CM17 OGE

...Petitioner/Accused No.1 to 3

AND

1. The State of Telanana, Through SHO, L.B. Nagar L and O Police Station Rachakonda District, represented by Public Prosecutor High Court at Hyderabad for the State of Telangana
2. Smt. Budidha Rachana, W/o. Budidha Karthil Aged 24 years, Occ. House wife R/o. H No. 8-15-32, Sadguru Nagar, L.B. Nagar, Rachakonda

...Respondent/Complainant

Petition under Section 482 of Cr.P.C praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court may be pleased to Quash the FIR No. 831 of 2020 on the file of SHO, L.B. Nagar L and O Police Station, Rachakonda against the petitioners/ accused No. 1 to 3.

I.A. NO: 2 OF 2020

Petition under Section 482 of Cr.P.C praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court may be pleased be pleased to Stay all further proceedings in FIR No. 831 of 2020 on the file of SHO, LB Nagar L & O Police Station, Rachakonda including issuing of any other notice against the petitioners/ accused no.1 to 3, pending disposal of the above criminal petition.

I.A. NO: 3 OF 2020

Petition under Section 320 Read with 482 of Cr.P.C praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court may be pleased to permit the petitioner no.1/ accused no.1 to appear on behalf of the petitioners no.2 and 3/ accused no.2 and 3 before this Court by recording the compromise in the above criminal petition

I.A. NO: 4 OF 2020

Between:

Smt. Budidha Rachana, W/o. Budidha Karthil Aged 24 years, Occ. House wife R/o. H No. 8-15-32, Sadguru Nagar, L.B. Nagar, Rachakonda

...Petitioner/Respondent No.2

AND

1. The State of Telanana, Through SHO, L.B. Nagar L and O Police Station Rachakonda District, represented by Public Prosecutor High Court at Hyderabad for the State of Telangana

...Respondent/Respondent

2. Budidha Karthik, S/o. B. Venkateshwarlu, aged 30 years Occ. Private Employee, R/o. H No. 3-4-63/10/A/1 Arvindanagar Colony, Street No.1A, Ramanthapur, Uppal, Hyderabad
3. Budidha Varalakshmi,, W/o. B. Venkateswarlu Aged 49 years, Occ, House wife, Presently residing at 30 Wattel Road, Harlow, Essex, United Kingdom, CM17 OGE
4. Budidha Venkateswarlu, S/o. Rajaiah Aged 54 years, Occ. Private Employee, Presently residing at 30 Wattel Road, Harlow, Essex, United Kingdom, CM17 OGE

...Respondent/Accused 1 to 3

Petition under Section 320 (6) Read with 482 of Cr.P.C praying that in the circumstances stated in the Affidavit and Joint Memo of Compromise filed therewith, the High Court may be pleased to record the compromise and quash the proceedings in Crirme No. 831 of 2020 on the file of SHO, L.B. Nagar L&O P.S., Rachakonda District.

I.A. NO: 5 OF 2020

Petition under Section 482 of Cr.P.C praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court may be pleased To permit the petitioner No.1/Accused No.1 to appear on behalf of the petitioners No.2 and 3 /Accused No.2 and 3 before this Court by recording the compromise in the above Crl.P. No.3139 of 2020.

These Petitions coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri Ajay Kumar Madisetty, Advocate for Petitioners in Criminal Petition and Respondents 2 to 4 in I.A.No.4 of 2020 and Public Prosecutor for the Respondent No. 1 in Criminal Petition and I.A.No.4 of 2020 and of Sri Bosu Babu, Advocate for the Respondent No.2 in Criminal Petition and Petitioner in I.A.No.4 of 2020

The Court made the following: COMMON ORDER

THE HON'BLE SRI JUSTICE T. VINOD KUMAR

Criminal Petition No.3139 of 2020

ORDER

The present Criminal Petition is filed under Section 482 of Cr.P.C. by the petitioners, who are arrayed as accused Nos.1 to 3 in Crime No.821 of 2020 on the file of the Station House Officer, L.B. Nagar (Law & Order) Police Station, Rachakonda Commissionerate, registered for the offences punishable under Sections 420 and 406 read with Sections 120-B IPC and 156 (3) Cr.P.C. to quash the proceedings in the above said crime.

2. During pendency of the present criminal petition, the parties have compromised the matter and accordingly, the second respondent/*de facto* complainant has filed IA No.4 of 2020 to record the compromise and to quash the crime No.831 of 2020 registered for the said alleged offences.

3. This Court by its order dated 10.11.2020 after recording the submissions made by the learned counsel for the petitioners as well as second respondent/*de facto* complainant directed the parties to appear before the Registrar (Judicial-I) of this Court for their identification and also directed the Registrar (Judicial-I) to submit a report. In compliance of the said direction of this Court, the parties have appeared before the Registrar (Judicial-I) on 27.11.2020 and on the very same day, the Registrar (Judicial-I) has submitted his report.

4. In the report submitted by the Registrar (Judicial-I), dated 27.11.2020, it is stated that on oral examination, the 2nd respondent has stated that she has filed a complaint against the petitioners and the same has been registered as Crime No.831 of

2020 on the file of Station House Officer, L.B. Nagar (Law & Order) Police Station, for the offences punishable under Sections 420 and 406 read with Sections 120-B IPC and 156 (3) Cr.P.C. and that now she has approached this Court for recording the compromise.

5. The parties herein have filed a Joint Memorandum of Understanding, dated 13.10.2020. The said Memorandum of Understanding and the report of Registrar (Judicial I) dated 27.11.2020 are placed on the record of this Court.

6. In view of the said report and in view of the compromise entered between the petitioners and the 2nd respondent, I.A No. 4 of 2020 is allowed. Consequently, the Criminal Petition is allowed and the proceedings Crime No.831 of 2020 on the file of the Station House Officer, L.B. Nagar (Law & Order) Police Station are hereby quashed. Miscellaneous petitions, if any, pending in this criminal petition shall stand closed.

SD/-M. MANJULA
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The II Metropolitan Magistrate, at L.B. Nagar, Cyberabad.
2. The Station House Officer, L.B. Nagar L and O Police Station, Cyberabad.
3. Two CCs to the Public Prosecutor, High Court for the State of Telangana, at Hyderabad [OUT]
4. One CC to Sri Ajay Kumar Madisetty, Advocate [OPUC]
5. One CC to Sri Bosu Babu, Advocate [OPUC]
6. Two CD Copies
   (Along with a copy of joint memo of compromise)

HIGH COURT

TVKJ

DATED:08/12/2020



COMMON ORDER

CRLP.No.3139 of 2020

ALLOWING THE CRIMINAL PETITION