

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

THURSDAY, THE SEVENTEENTH DAY OF SEPTEMBER  
TWO THOUSAND AND TWENTY

PRESENT

**THE HONOURABLE SRI JUSTICE K.LAKSHMAN**

**CRIMINAL PETITION NO: 3913 OF 2020**

Between:

1. Sri. Surampally Balakrishna, S/o. Sri. S. Rajamalliah, Aged about. 36 Years, Occ. Private Employee, R/o. H. No. 1-7-1022/9/8, Hari Nagar, Jamisthanpur, Musheerabad, Hyderabad
2. Smt. Surampally Lingamma, W/o. Sri. S. Rajamalliah, Aged about. 60 Years, Occ. House Wife, R/o. H. No.1-7-1022/9/8, Hari Nagar, Jamisthanpur, Musheerabad, Hyderabad
3. Smt. Swarajya Laxmi, W/o. Sri. Aged about. Years, Occ. House Wife, R/o. H. No. 1-7-1022/9/8, Hari Nagar, Jamisthanpur, Musheerabad, Hyderabad
4. Smt. Sri Laxmi, W/o. Sri. Aged about. Years, Occ. House Wife, R/o. H. No. 1-7-1022/9/8, Hari Nagar, Jamisthanpur, Musheerabad, Hyderabad
5. Sri. Laxmi Narayana, S/o. Sri. S. Rajamalliah, Aged about. Years, Occ. R/o. H. No. 1-7-1022/9/8, Hari Nagar, Jamisthanpur, Musheerabad, Hyderabad
6. Sri. Bala Srinivas, S/o. Sri. S. Rajamalliah, Aged about. Years, Occ. R/o. H. No. 1-7-1022/9/8, Hari Nagar, Jamisthanpur, Musheerabad, Hyderabad

...PETITIONERS/ACCUSED Nos.1 to 6

AND

1. The State of Telangana, Through SHO, Saroornagar WPS, Rachakonda Rep. by its Public Prosecutor, High Court at Hyderabad
2. Smt. Shalini Bhairavi, D/o. Sri. Yellraj Bhairavi, Aged about. 31 Years, Occ. House Wife, R/o 12-1-18, Plot No. 104, 105 Road No.1, Srinivasa Nagar colony, Bandlaguda, Nagole, Hyderabad - 500068

...RESPONDENT/DEFACTO 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 proceedings in Crime No. 256/2020 on the file of SHO, Saroornagar WPS, Rachakonda, against the Petitioners/Respondent Nos. 1 to 6

**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 to stay all further proceedings in Crime. No.256/2020 Crime No. 256/2020 on the file of SHO, Saroornagar WPS, Rachakonda, including the arrest of the Petitioners/Accused 1 to 6, pending disposal of the above Criminal Petition

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri Jeeripothula Srinivas, Advocate for the Petitioners and the Public Prosecutor, on behalf of the Respondent No.1 and of the Respondent No. 2 not appearing in person or by Advocate.

**The Court made the following: ORDER**

**THE HON'BLE JUSTICE K.LAKSHMAN**

**CRIMINAL PETITION No.3913 of 2020**

**ORDER:**

This Criminal Petition, under Section 482 of Cr.P.C., is filed to quash the proceedings in Crime No.256 of 2020 of Station House Officer, Saroornagar WPS, Rachakonda. The petitioners herein are the accused in the said crime. The offences alleged against the petitioners are under Sections 498-A, 506, 323, 417 IPC read with Sections 3 and 4 of the Dowry Prohibition Act.

Sri J.Srinivas, learned counsel for the petitioners/A1 to A6, would submit that the 1<sup>st</sup> petitioner has issued a notice dated 14.07.2020 to the 2<sup>nd</sup> respondent asking her to join the company of the 1<sup>st</sup> petitioner within ten days. The 2<sup>nd</sup> respondent, vide reply dated 25.07.2020 made a false and baseless allegations. The 2<sup>nd</sup> respondent has lodged a complaint dated 07.08.2020 with WPS, Saroornagar as a counter blast implicating the entire family members.

Considering the said fact and also the fact that the punishment for all the offences alleged against the petitioners are seven years and below seven years, this criminal petition is disposed of directing SHO, WPS, Saroornagar, to follow the mandatory procedure contemplated under Section 41-A of Cr.P.C. and also the guidelines issued by the Hon'ble Apex Court in **ARNESH KUMAR vs. STATE OF BIHAR AND**

**ANOTHER<sup>1</sup>.** In the meanwhile, the police are directed not to take any coercive steps against the petitioners/A1 to A6 till completion of investigation and filing of charge sheet.

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

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1 (2014) 8 SCC 273

SD/- K. AMMAJI  
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

- 1 The V Additional Metropolitan Magistrate L.B. Nagar. Cyberabad Ranga Reddy District.
- 2 The Station House Officer, Saroornagar Women Police Station, Cyberabad Ranga Reddy District.
- 3 One CC to Sri Jeeripothula Srinivas, Advocate [OPUC]
- 4 Two CCs to the Public Prosecutor, High Court for the State of Telangana at Hyderabad [OUT]
- 5 Two CD Copies

JR

HIGH COURT

KL,J

DATED:17/09/2020



ORDER

CRLP.No.3913 of 2020

DISPOSING OF THE CRIMINAL PETITION

7  
[Signature]  
25/09/2020