

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

**THURSDAY, THE TWENTY SIXTH DAY OF NOVEMBER
TWO THOUSAND AND TWENTY**

**PRESENT
THE HONOURABLE SRI JUSTICE K.LAKSHMAN**

CRIMINAL PETITION NO: 6194 OF 2020

AND

I.A. NOS. 2 AND 3 OF 2020

IN

CRL.PETITION NO. 6194 OF 2020

I.A. NOS. 2 AND 3 OF 2020

Between:

Manoj Kumar Toom, S/o. Late Iloom Eshwaraiah Aged about 36 years, Occ. Electrical Business R/o. H.No. 3-2-105, Nimboliadda Kachiguda, Hyderabad.

.. PETITIONER/RESPONDENT No. 2 in both

And

1. Dandugula Mohan, S/o. Late D.Sailoo Aged about 45 years, Occ. Business R/o. H.No.10-3-20-3/5/A, Waddera Basthi Addagutta, Secunderabad.
2. Dandugula Venkataswamy, S/o. Late D. Sailoo Aged about 45 yrs, Occ. Business R/o. 10-3-20/3/5/A, Waddera Basti Addagutta, Secunderabad. ..

..Respondents / Petitioner in both

3. The State of Telangana, Rep. by its Public Prosecutor High Court for the State of Telangana Hyderabad.

.. Respondent / Respondent in both

I.A. NO: 2 OF 2020

Petition under Section 320 (6) R/w. 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 to compound the offence with the respondents No.1 and 2 herein/ accused No.1 and 2 and quash the proceedings in Cr.No. 264 of 2020 of Tukaramgate Police Station, Hyderabad for the offences punishable U/ Sec. 324, 341, 506 r/w 34 IPC in the interest of justice.

I.A. NO: 3 OF 2020

Petition under Section 320 (2) R/w. 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 record the compromise and quash the proceedings in Cr.No. 264 of 2020 of Tukaramgate Police Station, Hyderabad in so far as the petitioners are concerned in the interest of Justice.

Crl.Petition No. 6194 of 2020

Between:

1. Dandugula Mohan, S/o. Late D.Sailoo Aged about 45 years, Occ. Business R/o. H.No.10-3-20-3/5/A, Waddera Basthi Addagutta, Secunderabad.
2. Dandugula Venkataswamy, S/o. Late D. Sailoo Aged about 45 yrs, Occ. Business R/o. 10-3-20/3/5/A, Waddera Basti Addagutta, Secunderabad.

...PETITIONERS

AND

1. The State of Telangana, Rep. by its Public Prosecutor High Court for the State of Telangana Hyderabad.
2. Manoj Kumar Toom, S/o. Late Toom Eshwaraiah Aged about 36 years, Occ. Electrical Business R/o. H.No. 3-2-105, Nimboliadda Kachiguda, Hyderabad.

...RESPONDENTS

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 proceedings in Cr.No. 264 of 2020 of Tukaramgate Police Station, Hyderabad in the interest of Justice.

I.A. NO: 1 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 of all further proceedings including the arrest of the petitioners in Cr.No. 264 of 2020 of Tukaramgate Police Station, Hyderabad, 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 C. DAMODAR REDDY ,Advocate for the Petitioners in Crl.Petition and Respondent Nos.1 & 2 in I.A. Nos. 2 and 3 of 2020 and the Public Prosecutor on behalf of the Respondent No.1 in Crl.Petition and Respondent No.3 in I.A. Nos. 2 and 3 of 2020 and of Sri M. Ajay Kumar, Advocate for the Respondent No. 2 in Crl.Petition and Petitioner in I.A. Nos. 2 & 3 of 2020.

The Court made the following: COMMON ORDER

THE HONOURABLE SRI JUSTICE K. LAKSHMAN

CRIMINAL PETITION No.6194 OF 2020

AND

I.A. Nos.2 AND 3 OF 2020

IN

CRIMINAL PETITION No.6194 OF 2020

COMMON ORDER:

This Criminal Petition is filed by the petitioners - accused Nos.1 and 2 in Crime No.264 of 2020 pending on the file of the Station House Officer, Tukaramgate Police Station, Hyderabad. The offences alleged against the petitioners are punishable under Sections 324, 341 and 506 read with Section 34 of the Indian Penal Code, 1860.

2. During the pendency of the present criminal petition, the petitioners and the 2nd respondent - *de facto* complainant have filed I.A Nos.2 and 3 of 2020 along with Joint Memo seeking permission to record the compromise between them and to compound the offences alleged against the petitioners.

3. Vide order dated 23.11.2020, this Court, after recording the submissions made by the learned counsel for the petitioners as well as the *de facto* complainant, directed the petitioners and the *de facto* complainant to appear before the Registrar (Judicial-I) of this Court on or before 26.11.2020 with reference to identification of the parties, and directed the Registrar (Judicial-I) to submit a report to that effect by 26.11.2020. Pursuant to the said order, the Registrar (Judicial-I) has submitted his report dated 25.11.2020.

4. In the report dated 25.11.2020 of the Registrar (Judicial-I), it is stated that on oral examination, the 2nd respondent has stated that he has filed a complaint against the petitioners and the same was registered as Crime No.264 of 2020 on the file of the Station House Officer, Tukaramgate Police Station, Hyderabad, for the offences referred to above and that now he has approached this Court for recording the compromise. The Joint Memo and also the report of the Registrar (Judicial-I) are placed on record. It is also stated in the report that identification of the *de facto* complainant and petitioner Nos.1 and 2 is established.

5. In view the above report and also in view of the compromise entered between the petitioners and the *de facto* complainant, I.A. Nos.2 and 3 of 2020 are allowed. Consequently, the Criminal Petition is allowed and Crime No.264 of 2020 pending on the file of the Station House Officer, Tukaramgate Police Station, Hyderabad, is quashed.

As a sequel thereto, miscellaneous petitions, if any, pending in the criminal petition stand closed.

SD/- M. MANJULA
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To

1. The XXII Additional Chief Metropolitan Magistrate at Secunderabad.
2. The Station House Officer, Tukaramgate Police Station, Hyderabad.
3. Two CCs to Public Prosecutor, High Court for the State of Telangana at Hyderabad (OUT)
4. One CC to SRI. C. DAMODAR REDDY Advocate [OPUC]
5. One CC to SRI M. AJAY KUMAR, Advocate (OPUC)
6. Two C.D.Copies
(along with a copy of Joint Memo of Compromise)

MP.

HIGH COURT

DATED:26/11/2020

COMMON ORDER

CRLP.No.6194 of 2020

And

I.A. NOs. 2 AND 3 OF 2020

IN

CRL.PETITION NO. 6194 OF 2020



ALLOWING THE CRIMINAL PETITION

SSV
2 copies
Dt 15/12/2020

IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

Crl.P.No: 6194 OF 2020

Between:-

1. Dandugula Mohan S/o. Late D.Sailoo
Aged about 45 years, Occ: Business
R/o. H.No.10-3-20-3/5/A, Waddera Basthi
Addagutta, Secunderabad.
2. Dandugula Venkataswamy S/o. Late D. Sailoo
Aged about 45 yrs, Occ: Business
R/o: 10-3-20/3/5/A, Waddera Basti
Addagutta, Secunderabad.

...Petitioners

AND

1. The State of Telangana
Rep. by its Public Prosecutor
High Court for the State of Telangana
Hyderabad.
2. Manoj Kumar Toom S/o. Late Toom Eshwaraiah
Aged about 36 years, Occ: Electrical Business
R/o. H.No. 3-2-105, Nimboliadda
Kachiguda, Hyderabad.

...Respondents

**JOINT MEMO FILED BY THE PETITIONERS
AND THE RESPONDENT No.2**

It is submitted that the Inspector of Police, Tukaramgate Police Station, Hyderabad City obtained a report from the 2nd respondent herein and registered a case in Cr.No. 264 of 2020 of Tukaramgate Police Station, Hyderabad U/Sec. 324, 431 & 506 r/w 34 IPC against the petitioners. It is further submitted that since the petitioners are no way concerned with the said offences and police officers registered the false case against the petitioners. It is submitted that on the intervention of the well wishers, elders, relatives and common friends the petitioners and the 2nd respondent have compromised the matter outside the court and settled their dispute. It is also submitted that the petitioners and the 2nd respondent have also entered into a Memorandum of Compromise and filed affidavit before this Hon'ble court to that effect.

D. Mohan

D. Y. Prasad

T. Thangiraj

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In view of the above stated facts and circumstances, it is therefore prayed that this Hon'ble court may be pleased to record the compromise and quash the proceedings in Cr.No. 264 of 2020 of Tukaramgate Police Station, Hyderabad in so far as the petitioners are concerned in the interest of Justice.

D. Mohan
Petitioner No.1

T. Hanjappa
Respondent No.2

D. Hanu Singh
Petitioner No.2

anil
Counsels for the Petitioners

Counsel for the Respondent No.2