HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

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

PRESENT
THE HONOURABLE SRI JUSTICE T.VINOD KUMAR

CRIMINAL PETITION NO: 6316 OF 2020

Between:

1. Konka Goutham Raju, S/o Ramesh,
2. Konka Ramesh, S/o Shiva Ramulu,
3. Konka Bhavani, W/o Ramesh,

...PETITIONERS/ACCUSED NOS.1 TO 3

AND

1. The State of Telangana, through Station House Officer of Tandur Police Station, Vikarabad District rep. by its Public Prosecutor, High Court of Telangana.
2. Smt Vadde @ Konka Pravalika, W/o Goutham Raju, R/o. H.No. 2-2-260/2, Shanthinagar, Tandur Town, Vikarabad District.

...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 C.C.No. 176 of 2020 on the file of Judicial Magistrate of First Class, Tandur, Vikarabad.

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 all further proceedings in C.C.No. 176 of 2020 on the file of Judicial Magistrate of First Class, Tandur, Vikarabad District including personal appearance of the Petitioners.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri P.GIRI KRISHNA, Advocate for the Petitioners and of the Public Prosecutor, High Court of Telangana on behalf of the Respondent No.1 and none appeared for the Respondent No.2.

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE T.VINOD KUMAR

CRIMINAL PETITION Nos.6316 of 2020

ORDER:

This Criminal Petition is filed under Section 482 of the Code of Criminal Procedure, 1973 (for short, 'the Cr.P.C.'), seeking to quash the C.C. No.176 of 2020 on the file of Judicial Magistrate of I Class, Tandur, Vikarabad District, taken cognizance pursuant to the charge sheet/final report based on Crime No.174 of 2019 dated 15.07.2019 for the offences punishable under Sections 498-A, 384, 386, and 323 read with 34 IPC.

2. This Criminal Petition is taken up for hearing today, i.e. 21.12.2020, through video conferencing.

3. Heard learned counsel for the petitioners and learned Additional Public Prosecutor appearing for the 1st respondent State. With the consent of both the parties, the above case is taken up for hearing and disposal.

4. Learned Counsel for the petitioner, after making the initial submissions seeking to quash the C.C. No.176 of 2020, however, submits that he is restricting the relief being sought for the Court from granting exemption to the petitioners from appearance in the above C.C. before the Judicial Magistrate of I Class, Tandur.

5. Learned Additional Public Prosecutor on the other hand would submit that based on the complaint made by the 2nd respondent/defacto-complainant against the petitioner herein, the respondent authorities have registered a case in Crime No.174 of 2019 and upon conducting investigation thereinto have filed

charge sheet in the above C.C. and the matter is pending consideration before the trial Court.

6. Having regard to the submissions made as above, and also taking note of the fact that the petitioner Nos.2 and 3 are father and mother of the 1st petitioner, the appearance of the petitioner Nos.2 and 3 in the above case can be dispensed with by permitting the 1st petitioner to represent for himself and the petitioner Nos.2 and 3/accused Nos.2 and 3 in the above C.C. before the trial Court. However, the petitioner Nos.2 and 3 shall appear before the Court as and when required by the trial Court.

7. Subject to the above direction, the Criminal Petition is disposed of. Pending miscellaneous petitions, if any, shall stand closed.

Sd/-M.MANJULA
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To

1. The Judicial First Class Magistrate, Tandur, Vikarabad District.
2. The Station House Officer, Tandur Police Station, Vikarabad District.
3. One CC to Sri P.Giri Krishna, Advocate (OPUC)
4. Two CCs to Public Prosecutor (TG), High Court for the State of Telangana, Hyderabad (OUT)
5. Two CD Copies

Kj.

HIGH COURT

DATED:21/12/2020



ORDER

CRLP.No.6316 of 2020

Disposing the Crl.P.

7 SW Copies
Dt 30/12/2020