

HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

FRIDAY, THE TWELFTH DAY OF MARCH
TWO THOUSAND AND TWENTY ONE

PRESENT

THE HONOURABLE SRI JUSTICE K.LAKSHMAN

CRIMINAL PETITION NO: 1737 OF 2021

Between:

1. Modukuri Padma Seetha Kumari, W/o Srimannarayana, Aged about 55 Years, Occ: Housewife, R/o H.No.17, XLRI, Campus, C.H.Area, East, P.O. Kagal Nagar, Jamshedpur, Jharkhand-001.
2. Modukuri Srimannarayana, S/o Late.Guravayya, Aged about 61 Years, Occ: Professor R/o H.No.17, XLRI, Campus, C.H.Area, East, P.O. Bistupr, Jamshedpur, Jharkand.

...PETITIONER/ACCUSED No.2 to 3

AND

1. The State of Telangana, Rep. by its Public Prosecutor, High Court of Judicature at Hyderabad, For the state of Telangana.
2. Kondikonda @ Modukuri Thejaswini, W/o M. Smarendra, Aged about 28 Years, Occ: Houswife, R/o H.No.5-11-875/1, Hanuman Nagar, KUC Road, Hanamkonda.

...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 proceedings C.C.No.3535 of 2019, now pending on the file of V Additional Judicial First Class magistrate at Warangal.

I.A. NO: 1 OF 2021

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.3535 of 2019 now pending on the file of V Additional Judicial First Class magistrate at Warangal including appearance of the Petitioners, 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. M. Laxman Rao, Advocate for the Petitioner and the Public Prosecutor on behalf of the Respondent No 1.

The Court made the following: ORDER

THE HONOURABLE SRI JUSTICE K. LAKSHMAN

CRIMINAL PETITION No.1737 OF 2021

ORDER:

This Criminal Petition is filed under Section 482 Cr.P.C., to quash the proceedings in C.C.No.3535 of 2019, pending on the file of V Additional Judicial First Class Magistrate, Warangal. The petitioners herein are Accused Nos. 2 and 3 in the said CC. The offences alleged against them are under Sections 498-A, 342, 325 and 506 of IPC and Sections 3 and 4 of Dowry Prohibition Act, 1961.

2. Heard the learned counsel for the petitioners and the learned Public Prosecutor and perused the record.

3. A perusal of the charge sheet would reveal that there are no specific allegations against the petitioners herein. The 1st petitioner is mother and the 2nd petitioner is father of A-1.

4. Learned counsel for the petitioners though raised several grounds and contentions seeking to quash the proceedings in C.C.No.3535 of 2019, he is restricting his relief to dispense with the presence of the petitioners herein /A-2 and A3.

5. Considering the above said submissions, this Criminal Petition is disposed of dispensing with the presence of petitioners herein/Accused Nos.2 and 3 only, in C.C.No.3535 of 2019, pending on the file of V Additional Judicial First Class Magistrate, Warangal. However, petitioners herein/Accused Nos.2 and 3 shall appear before the Court below as and when

their presence is required. It is made clear that the proceedings against Accused No.1 in C.C.No.3535 of 2019 may go on and he shall appear in the said CC.

Miscellaneous Petitions, pending if any, shall stand closed.

SD/-N.CHANDRA SEKHAR RAO
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The V Additional Judicial First Class Magistrate at warangal.
2. The Station House Officer, WPs Warangal City, Warangal District.
3. Two CCs to Public Prosecutor, High Court for the State of Telangana at Hyderabad [OUT]
4. One CC to Sri. M. Laxman Rao, Advocate [OPUC]
5. Two CD Copies

CDL

ghr



HIGH COURT

DATED:12/03/2021



ORDER

CRLP.No.1737 of 2021

DISPOSING OF THE CRIMINAL PETITION

⑦ VLV
23/3/21