

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

FRIDAY, THE TWENTY FIFTH DAY OF JUNE
TWO THOUSAND AND TWENTY ONE

PRESENT

THE HONOURABLE JUSTICE G SRI DEVI

CRIMINAL PETITION NO: 4549 OF 2021

Between:

Shiva Shankar Rapolu, S/o. Kanaka Durga Rao Rapolu, Hindu, Male, Aged about 35 Years, Occ. Software Engineer at USA, R/o. 3131 Homestead Rd, Apt 5d, Santa Clara 95051, United States of America. Temporarily Residing at D.No.14-81/154, Plot No. 154, Ragavendra Colony, Beeramguda, Ameenpur Mandal Village, Sangareddy District, (represented by Kanaka Durga Rao Rapolu, Spl Power of Attorney)

...Petitioner/Accused No.1

AND

1. The State of Telangana, represented by Public Prosecutor, High Court of Telangana.

...Respondent No.1/Complainant

2. Sowjanya Birru, W/o. Shiva Shankar Rapolu, Aged about 33Years, R/o.17-22, B.C.Colony, Ramayampet, Medak,Telangana -502101.

...Respondent No.2/ De-facto Complainant

Petition under Section 439 (1) b 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 relax the below conditions imposed in CRLMP No.74 of 2021 order dated.09.04.2021 in Crime No.3 of 2021 registered at Ramayampet Police Station, Medak by Judicial Magistrate of First Class, Medak.

- a) To appear before the SHO, Police Station Ramayampet, on every Saturday between 09.00 AM and 05.00 PM till filing of charge sheet or till three months, whichever is earlier and
- b) Shall not leave India without prior permission of this Court and that he shall deposit his passport before this Court forthwith.

and direct the Learned Magistrate to return the passport in the interest of Justice.

I.A. NO: 1 OF 2021

Petition under Section 439 (1) b 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 dispense with filing of the certified copy of the order dated.09.04.2021 in CRLMP No.74 of 2021 in Crime.No.3 of 2021 dated.06.01.2021 registered at Ramayampet Police Station, Medak District on the file of on the Judicial Magistrate

of First Class, Medak, till the disposal of the Main Quash Petition in the interest of the justice.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri Venkata Mohana Rao Pathakota, Advocate for the Petitioner and the Additional 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 HONOURABLE JUSTICE G. SRI DEVI

CRIMINAL PETITION No.4549 of 2021

ORDER:

This Criminal Petition, under Section 439(1)(b) of the Code of Criminal Procedure, 1973, is filed by the petitioner seeking this Hon'ble Court to relax the bail conditions imposed by the learned Judicial Magistrate of First Class, Medak District, vide order dated 09.04.2021 passed in Crl.M.P.No.74 of 2021 in Crime No.3 of 2021.

2. As submitted by the learned Additional Public Prosecutor representing the 1st respondent-State that since the charge sheet has already been filed by the Police in the aforesaid case on 14.06.2021, the present Criminal Petition becomes infructuous.

3. Accordingly, the Criminal Petition is dismissed as infructuous.

4. Miscellaneous petitions, pending if any, in this Criminal Petition shall stand closed.

//TRUE COPY//

Sd/-K.VENKAIAH
ASSISTANT REGISTRAR
SECTION OFFICER

To,

1. The Judicial Magistrate of First Class, Medak District.
2. The Station House Officer, Ramayampet Police Station, Medak District.
3. Two CCs to the Additional Public Prosecutor, High Court for the State of Telangana, at Hyderabad [OUT]
4. One CC to Sri Venkata Mohana Rao Pathakota, Advocate [OPUC]
5. Two CD Copies

MMK



HIGH COURT

DATED:25/06/2021

ORDER

CRLP.No.4549 of 2021



DISMISSING THE CRIMINAL PETITION AS INFRUCTUOUS

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1807/2021