

HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

WEDNESDAY, THE TWENTY FOURTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY ONE

PRESENT

THE HONOURABLE SRI JUSTICE K.LAKSHMAN

I.A.NOS. 3 AND 4 OF 2020
in/AND

CRIMINAL PETITION NO: 6428 OF 2020

I.A.NOS. 3 AND 4 OF 2020

Between:

T.Nagaraju, S/o.Krishna, Aged about 29 years, Occ:Business, R/o.H.No.20-170/E/1,
R.B.Nagar, Shamshabad, Cyberabad.

...PETITIONER/RESPONDENT NO. 2

AND

1. Smt.T.Sneha @ Vandana, W/o.Talloju Nagaraju, Aged about 26 years, Occ:
Housewife, H.No.8-13-73, Adarsha Nagar, Near Brilliant School, Shamshabad,
Ranaa Reddy, Telangana.

...RESPONDENT/PETITIONER

2. State of Telangana, rep. by its Public Prosecutor, High Court, Hyderabad.

...RESPONDENTS/RESPONDENT NO.1

I.A. NO: 3 OF 2020

Petition under Section 320(4) 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 accord permission to compromise the above case in F.I.R No.40/2018, dt.21/01/2018 on the file of RGI Airport Police Station, Cyberabad, in the interest of justice.

I.A. NO: 4 OF 2020

Petition under Section 320(2) 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 F.I.R No.40/2018, dt.21/01/2018 on the file of RGI Airport Police Station, Cyberabad, in the interest of justice.

CRIMINAL PETITION NO: 6428 OF 2020

Between:

Smt.T.Sneha @ Vandana, W/o.Talloju Nagaraju, Aged about 26 years, Occ:
Housewife, H.No.8-13-73, Adarsha Nagar, Near Brilliant School, Shamshabad,
Ranaa Reddy, Telangana.

...PETITIONER/ACCUSED No.2

AND

1. State of Telangana, rep.by its Public Prosecutor, High Court, Hyderabad.

2. T.Nagaraju, S/o.Krishna,Aged about 29 years, Occ: Business,
R/o.H.No.20-170/E/1, R.B.Nagar Shamshabad, Cyberabad.

...RESPONDENTS/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 the proceedings against the petitioner in the F.I.R No.40/2018, dt.21/01/2018 on the file of RGI Airport Police Station, Cyberabad, filed under Sec.494 IPC.

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 grant stay of all further proceedings in the F.I.R No.40/2018, dt.21/01/2018 on the file of RGI Airport Police Station, Cyberabad, pending disposal of the above criminal petition.

These Petitions coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri. T. Rajinikanth Reddy, Advocate for the Petitioners in Crl.Petition and Respondent No.1 in I.A. Nos. 3 & 4 of 2020 and the Public Prosecutor on behalf of the Respondent No1.Crl.Petition and Respondent No.2 in I.A.Nos.3 & 4 of 2020 and of Sri. P.Shravan Kumar Goud, Advocate for the Respondent No.2 in Crl.Petition and Petitioner in I.A.Nos.3 & 4 of 2020.

The Court made the following: COMMON ORDER

THE HONOURABLE SRI JUSTICE K. LAKSHMAN

I.A.Nos.3 AND 4 of 2020

IN/AND

CRIMINAL PETITION No.6428 OF 2020

COMMON ORDER:

This Criminal Petition is filed by the petitioner/accused No.2 in Crime No.40 of 2018 on the file of RGI Airport Police Station, Cyberabad, registered for the offence punishable under Section 494 of IPC, to quash the proceedings in the above said crime.

2. During the pendency of the present Criminal Petition, the parties have compromised the matter and, accordingly, respondent No.2-*de facto* complainant filed I.A.Nos.3 and 4 of 2020 to permit her to compromise the matter and to record the compromise and quash the proceedings in Crime No.40 of 2018.

3. Vide order dated 12.02.2021, this Court, after recording the submissions made by the learned counsel for the petitioner as well as respondent No.2, directed the parties to appear before the Registrar (Judicial-I) for their identification and also directed the Registrar (Judicial-I) to submit a report by 23.02.2021. In compliance with the said order dated 12.02.2021, the Registrar (Judicial-I) has submitted his report dated 22.02.2021.

4. In the report of the Registrar (Judicial-I), it is stated that on oral examination, respondent No.2 has stated that he had

filed a complaint against the petitioner and that the same has been registered as Crime No.40 of 2018 on the file of RGI Airport Police Station, Cyberabad, for the offence under Section 494 of IPC and that now he has approached this Court for recording the compromise.

5. The parties herein have filed a joint memo of compromise dated 07.10.2020. The said joint memo of compromise and the report of the Registrar (Judicial-I) are placed on record.

6. In view the said report and also in view of the compromise entered between the petitioner and respondent No.2, I.A.Nos.3 and 4 of 2020 are allowed. Consequently, the Criminal Petition is allowed and the proceedings in Crime No.40 of 2018 on the file of RGI Airport Police Station, Cyberabad, are hereby quashed against the petitioner - accused No.2 alone. Miscellaneous Petitions, pending if any, shall stand closed.

SD/-N.CHANDRA SEKHAR RAO
ASSISTANT REGISTRAR

//TRUE COPY//

CS

SECTION OFFICER

To,

1. The VIII Metropolitan Magistrate at Rajendranagar, Cyberabad.
2. The Station House Officer, RGI Airport Police Station, Cyberabad.
3. Two CCs to Public Prosecutor, High Court for the State of Telangana at Hyderabad [OUT]
4. One CC to Sri. T. Rajinikanth Reddy, Advocate [OPUC]
5. One CC to Sri. P. Shravan Kumar Goud, Advocate [OPUC]
6. Two CD Copies

(along with a copy of the Joint memo Compromise)

gbr



HIGH COURT

DATED:24/02/2021

COMMON ORDER

I.A.NOS. 3 AND 4 OF 2020
IN/AND
CRLP.No.6428 of 2020



ALLOWING THE CRIMINAL PETITION
IN TERMS OF COMPROMISE.

Per
15/03
(9)

HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

Cri.P.No. 6428 of 2020

Against

F.I.R.No.40 of 2018

(On the file of RGI Airport Police Station, Cyberabad)

Between:

Smt.T.Sneha @ Vandana, W/o.Talloju Nagaraju
Aged about 26 years, Occ : Housewife
R/o.H.No.8-13-73, Adarsha Nagar,
Near Brilliant School, Shamshabad
Ranga Reddy, Telangana.

...Petitioner/Accused No.2

AND

1. State of Telangana, rep.by its
Public Prosecutor, High Court,
Hyderabad.
2. T.Nagaraju, S/o.Krishna
Aged about 29 years, Occ : Business
R/o.H.No.20-170/E/1, R.B.Nagar
Shamshabad, Cyberabad.

...Respondents/defacto Complainant

JOINT MEMO FILED BY THE PETITIONER AND RESPONDENT NO.2

1. It is submitted that the Respondent No.2 have given a report to the police on 08.01.2018, basing on the said report, the police RGI Airport, have registered the F.I.R.No.40 of 2018, dt.21.01.2018 U/Sec.494 IPC. The marriage of the petitioner and defacto complainant was performed on 9th February, 2013 at Attapur, Rajendranagar and led their life happily during the time they blessed one male child in the year 2014. Suddenly he noticed that one person by name Sandeep Kumar was interacted with his wife and following his wife regularly. He noticed that he denied and abused both of them. The said Sandeep knows that she got marriage even though Sandeep was disturbing him and his wife and also harassing. Sandeep is working as Police Constable in Mogulpura Police Station, Hyderabad. After getting interaction with Sandeep they both are moving closely. So he has threat with both of them and they both got married. Sandeep has

Sneha

T. Nagaraju

entered into his life and spoiled their life. Therefore, the defacto complainant has no intention to proceed with the case and decided to withdraw the above case in F.I.R.No.40 of 2018. That the respondent No.1 has no objection to allow the above criminal Petition by way of compromise.

2) I submit that during the pendency of the said case at the intervention of the elders and well-wishers the matter has been amicably settled and to that effect the 2nd respondent has decided to withdraw the said case unconditionally.

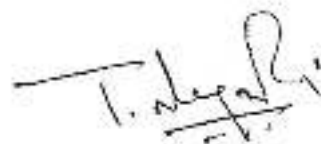
In view of the above it is prayed that this Hon'ble Court may be pleased to record the Compromise and quash the proceedings in F.I.R No.40/2018, dt.21.01.2018 on the file of RGI Airport Police Station, Cyberabad, in the interest of justice.



Petitioner



Counsel for the Petitioner



Respondent No.2



Counsel for the Respondent No.2