

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

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

PRESENT

THE HONOURABLE DR. JUSTICE SHAMEEM AKTHER

CRIMINAL PETITION NO: 3706 OF 2013

Between:

1. M.Padma Rao S/o M.Prakasham occ: Govt. employee
2. Smt.M.Kalavathi, W/o Padma Rao occ: House wife
Both R/o H.No.44-363 ZTS, Moula Ali Presently R/o H.No.20-197/40,
Ambedkarnagar, Shamirpet Mandal R.R.District

...PETITIONER/ACCUSED

AND

1. The State of A.P., Rep by its Public Prosecutor High Court of AP., Hyderabad
2. M.S.,Babu Rao, S/o Late Sailoo occ: Employee R/o H.No.3-18-71 Peddakamela
Trimulghery Secunderabad

...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.103/2012 on the file of the V Metropolitan Magistrate at Medchal, Ranga Reddy District

CRL.P.M.P. NO: 3352 OF 2013

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 including appearance of the petitioner in C.C. No.103/2012 on the file of the V Metropolitan Magistrate, at Medchal Ranga Reddy District

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri B.Sesibushan Rao, Advocate for the Petitioners and the Public Prosecutor on behalf of the Respondent No.1.

The Court made the following: ORDER

THE HON'BLE Dr. JUSTICE SHAMEEM AKTHER

CRIMINAL PETITION No.3706 of 2013

ORDER:

This Criminal Petition, under Section 482 of Cr.P.C., is filed by the petitioners/A.1 & A.2, seeking to quash the proceedings in C.C.No.103 of 2012 on the file of the VI Metropolitan Magistrate, Cyberabad at Medchal, registered for the offences punishable under Sections 419, 420, 468, 471 and 120B of IPC.

2. On 26.02.2021, as there was no representation for the petitioners/A.1 & A.2, the matter was directed to be listed today under the caption 'For Orders'. Today, despite listing this matter under the caption 'For Orders', there is no representation for the petitioners/A.1 & A.2. Heard the learned Assistant Public Prosecutor representing the 1st respondent-State and perused the record.

3. The material placed on record reveals that a private complaint was filed by the *de-facto* complainant before the Court below, which was referred the police under Section 156(3) of Cr.P.C. for investigation. The police completed investigation and filed Final Report. A perusal of the Final Report reveals that there are allegations of cheating and personation against petitioner No.1/A.1. The main allegation against the petitioners/A.1 & A.2 is that the petitioner No.1/A.1 created bogus documents in the name of his wife, i.e., petitioner No.2/A.2 and both of them illegally trespassed into the land belonging to the *de-facto* complainant and abused him in filthy language, threatened him with dire consequences and made an attempt to manhandle him. The allegations levelled against the

petitioners/A.1 & A.2 do constitute offences punishable under Sections 419, 420, 468, 471 and 120B of IPC. Therefore, it is not a fit case to quash the proceedings in the subject Calendar Case against the petitioners/A.1 & A.2 as prayed for. The Criminal Petition does not merit consideration and is liable to be dismissed.

4. Accordingly, the Criminal Petition is dismissed.

Miscellaneous Petitions pending, if any, shall stand closed.

Sd/-N.CHANDRASEKHAR RAO
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The V Metropolitan Magistrate at Medchal, Ranga Reddy District
2. The Station House Officer, Alwal Police Station, Cyberabad
3. One CC to Sri B.Sesi Bhushan Rao ,Advocate (OPUC)
4. Two CCs to Public Prosecutor, High Court for the State of Telangana Hyderabad (OUT)
5. Two CD Copies

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Handwritten signature/initials

HIGH COURT

DR.SA,J

DATED:05/03/2021

ORDER

CRLP.No.3706 of 2013



DISMISSING THE CRL.P

⑦
23/3/21
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