

IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

FRIDAY, THE EIGHTEENTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY TWO

PRESENT
THE HONOURABLE SRI JUSTICE K.LAKSHMAN

CRIMINAL PETITION NO: 2766 OF 2021

Between:

K. Rakesh Bhalla, S/o Late G. L. Bhalla, Aged 69 years, Occ. Retired Vice President,
R/o Flat No.203, Lake Melody Apartments, Somajiguda, Hyderabad 500082.

...PETITIONER/ACCUSED NO.2

AND

1. State of Telangana, Represented by Public Prosecutor, Through Station House
Officer, Madhapur, Guttala, Cyberabad.

.....Respondent No.1

2. Muralidhar Rao, S/o. M.V. Narasiah, Aged 63 years, Occ. Business, R/o.
H.No.6-1-190/25/2, Padmaranagar, Secunderabad, Hyderabad.

...RESPONDENT NO.2 /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 call for records in Crime No.154 of 2020 on the file of the Court of the XII Additional Metropolitan Magistrate, Kukatpally, Cyberabad and to Quash the proceedings initiated against the petitioners herein in the above case

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 including appearance in Crime No.154 of 2020 on the file of the Court of the XII Additional Metropolitan Magistrate, Kukatpally, Cyberabad, against the petitioners

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri KISHORE RAI, Advocate for the Petitioner and of the Additional Public Prosecutor on behalf of the Respondent No.1 and of Sri Bharath Reddy Bommineni, advocate for the Respondent No.2.

The Court made the following: ORDER

THE HONOURABLE SRI JUSTICE K. LAKSHMAN

CRIMINAL PETITION No.2766 OF 2021

ORDER:

This Criminal Petition under Section 482 of the Code of Criminal Procedure, 1973 (for short 'Cr.P.C.'), is filed seeking to quash the proceedings in Crime.No.154 of 2020, pending on the file of Madhapur (Guttala), Cyberabad. The petitioner herein is Accused No. 3 in the said crime. The offences alleged against him are under Sections 406, 420, 427 and 506 read with 34 of IPC.

2. Heard the learned counsel for the petitioner and learned Assistant Public Prosecutor for the respondents. Perused the record.

3. This Court vide order dated 06.04.2021 in the present criminal petition granted stay of all further proceedings in the said Crime No.154 of 2020 and further directed the Investigating Officer not to arrest the petitioner herein/A-3. However, it was made clear that the investigation may go on against A-1.

4. Learned Public Prosecutor on instructions would submit that the Investigating Officer has completed investigation in respect of all accused including petitioner herein/A-3 and laid charge sheet on 17.03.2021 itself. In the said charge sheet, there is specific mention that the petitioner herein/A-3 is absconding, on his apprehension that the Investigating Officer will file a separate charge sheet against him. He has placed the copy of the charge sheet on record.

5. A perusal of the charge sheet would reveal that the Investigating Officer has completed investigation against all accused including the aspect of role played by the petitioner herein in the commission of offence. Thus, the entire investigation has been completed. The petitioner herein is aged about 69 years and he is a retired Vice President of Nandini Industries Private Limited.

6. In view of the above discussion, this Criminal Petition is disposed of directing the Investigating Officer in Crime.No.154 of 2020, pending on the file of Madhapur (Guttala), Cyberabad, to complete investigation and file charge sheet even against the petitioner herein/A-3. Till filing of

charge sheet, the Investigating Officer is further directed not to arrest the petitioner herein. However, it is made clear that the petitioner herein/A-3 shall cooperate with the Investigating Officer by furnishing information and documents if any as sought by him in concluding the investigation.

Miscellaneous Petitions, pending if any, shall stand closed.

//TRUE COPY//

Sd/-M.MANJULA
ASSISTANT REGISTRAR


SECTION OFFICER

To

1. The XII Additional Metropolitan Magistrate, Kukatpally, Cyberabad.
 2. The Station House Officer, Madhapur Police Station, Ranga Reddy District.
 3. Two CCs to the Public Prosecutor (TG), High Court for the State of Telangana, Hyderabad (OUT)
 4. One CC to Sri Kishore Rai, Advocate (OPUC)
 5. Two CD Copies
 6. One Spare Copy
- Kj.
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HIGH COURT

DATED:18/02/2022

ORDER

CRLP.No.2766 of 2021



DISPOSING OF THE CRL.P.

8
REMA
10/3/2022