

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

**MONDAY, THE TWENTY SIXTH DAY OF SEPTEMBER
TWO THOUSAND AND TWENTY TWO
PRESENT**

THE HONOURABLE DR. JUSTICE CHILLAKUR SUMALATHA

CRIMINAL PETITION NO: 2941 OF 2022

Between:

1. Olympia Elevators Private Limited, A Company incorporated under the Companies Act, Having its Office at H. No. 16-2-100/816, Gopal Nagar Hafeezpet Road, Hydernagar, Hyderabad, Represented by its Director, Mr. Shivram Laxman Kumbharkar
2. Shivram Laxman Kumbharkar, S/o Laxman Kumbharkar, Aged about 39 years, occ.Managing Director Having Office at. H. No. 16-2-100/816, Gopal Nagar Hafeezpet Road, Hydernagar, Hyderabad.
3. Rupalee Shivram Kumbharkar, S/o Shivaji Shende, Aged about 33 years, Occ. Business Having Office at. H. No. 16-2-100/816, Gopal Nagar Hafeezpet Road, Hvdernagar, Hyderabad.

...PETITIONER/ACCUSED No. 3 - 5

AND

1. State of Telangana, Represented by the Public Prosecutor, High Court of Telangana, at Hyderabad
2. Schindler India Private Limited, A Company incorporated under the Companies Act, Having its Office at SR Arcade 2-63 and 64, Park Lane, Secunderabad, Represented by its Authorized signatory, Mr. Sunil Khajjidoni

...RESPONDENT/COMPLAINANTS

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 all proceedings in Crime/ FIR No. 4/2022 dated 05/01/2022 registered on the file of the PS Mahankali, Hyderabad, as against the Petitioners/Accused No. 3-5.

I.A. NO: 1 OF 2022

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 arrest in Crime/FIR

No. 4 of 2022 dated 05.01.2022 registered on the file of the PS: Mahankali, Hyderabad as against the Petitioners/ Accused No. 3-5.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri MOHAMMED OMER FAROOQ, Advocate for the Petitioner and the Assistant Public Prosecutor (TG) on behalf of the Respondent No. 1 and of Sri APURVA M. GOKHALE, Advocate for the Respondent No. 2.

The Court made the following: ORDER

CRIMINAL PETITION No.2941 of 2022

ORDER :

Seeking to quash the proceedings that are pending against the petitioners in Crime No.4 of 2022 of Mahankali Police Station, Hyderabad District, the present Criminal Petition is filed.

2. Learned counsel for the petitioners seeks permission to withdraw the Criminal Petition with a liberty to file a fresh Criminal Petition.

3. Permission is accorded.

4. Accordingly, this Criminal Petition is dismissed as withdrawn with a liberty to file a fresh Criminal Petition, in case the cause survives.

5. As a sequel, miscellaneous petitions pending, if any, shall stand closed.

//TRUE COPY//

SD/- K. SHYLESHI
DEPUTY REGISTRAR
SECTION OFFICER

To,

1. The XI Additional Chief Metropolitan Magistrate at Secunderabad.
2. The Station House Officer, Police Station Mahankali, Hyderabad.
3. Two CCs to Public Prosecutor, High Court for the State of Telangana, at Hyderabad [OUT]
4. One CC to SRI MOHAMMED OMER FAROOQ Advocate [OPUC]
5. One CC to SRI APURVA M. GOKHALE Advocate [OPUC]
6. Two CD Copies.
7. One spare copy.

NPJ

21/2

HIGH COURT

CSL, J

DATED:26/09/2022



ORDER

CRLP.No.2941 of 2022

DISMISSING THE CRIMINAL PETITION
AS WITHDRAWN.

(9) 1022