

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

FRIDAY, THE THIRTIETH DAY OF DECEMBER
TWO THOUSAND AND TWENTY TWO

PRESENT

THE HONOURABLE Dr. JUSTICE CHILLAKUR SUMALATHA

CRIMINAL PETITION NO: 4058 OF 2015

Between:

1. Swaroop Desai, S/o. Sri Krishna Rao Desai Aged about 37 yrs., Occ: Private service.
2. Krishna Rao Desai, S/o. Prahalad Rao Desai Aged about 64 years, Occ: Rtd.Govt.employee.
3. Mukund Desai, S/o Krishna Rao Desai, Aged about 40 yrs., Occ: Employee in Air-India.

All R/o. H.No. 4-248/3, Devi Reddy's Residency, Vellankini Nagar, Shamshabad, Ranga Reddy District - 501 218.

...Petitioners/Accused No.1 to 3

AND

1. The State of Telangana, through its Public Prosecutor High Court, Hyderabad.
2. Sheetal Desai @ Sheetal Kulkarni,, W/o. Swaroop Desai, D/o. Naganath Rao Kulkarni, Aged about 30 yrs., Occ: Private Service, R/o H.No. 14/2 RT, Prakashnagar, Begumpet, Secunderabad - 500 016.

...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 charge sheet in C.C.No.130 of 2013 on the file of XV Addl. Chief Metropolitan Magistrate, Hyderabad

CRL.P.M.P. NO: 7714 OF 2015

Petition under Section 482 of Cr.P.C praying that in the circumstances stated in the Memorandum of Grounds of Criminal Potition, the High Court may be pleased to permit the petitioners to file this Criminal Petition with additional grounds in Crl.P.No.4058/2015, which lays the devoid investigation procedure of the Investigation Authority (Respondents) and improper investigation made by the Respondents against the petitioners by filing the charge sheet when the stay of investigation is in existence and the delay in filing the said grounds is neither willful nor wanton but, only on the referred cause

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri P. SURYA NARAYANA MURTHY Advocate for the Petitioner and the Additional Public Prosecutor for the State of Telangana on behalf of the Respondent No.1 and of None Appeared for the Respondent No.2

The Court made the following: ORDER

HON'BLE Dr. JUSTICE CHILLAKUR SUMALATHA

CRIMINAL PETITION No.4058 OF 2015

ORDER:

Seeking the Court to quash the proceedings that are pending against the petitioners in C.C.No.130 of 2013 on the file of the Court of XV Additional Chief Metropolitan Magistrate, Hyderabad, the present Criminal Petition is filed.

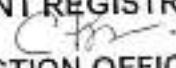
2. No representation on petitioners' side on call. There was no representation even on 22.12.2022.

3. On the other hand, learned Additional Public Prosecutor, on 22.12.2022 and even on this day, on written instructions, made a submission that the Criminal Petition has become infructuous.

4. Recording the said submission, which remains unopposed, the Criminal Petition is dismissed.

5. As a sequel, pending Miscellaneous Applications, if any, shall stand closed.

//TRUE COPY//

Sd/- K. AMMAJI
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The of XV Additional Chief Metropolitan Magistrate, Hyderabad
2. The Women Police Station, Begumpet (M) Hyderabad
3. One CC to SRI. P SURYA NARAYANA MURTHY, Advocate [OPUC]
4. Two CCs to the Public Prosecutor, High Court for the State of Telangana at Hyderabad.(OUT)
5. Two CD Copies

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HIGH COURT

DATED:30/12/2022



ORDER

CRLP.No.4058 of 2015

THE CRIMINAL PETITION IS DISMISSED.

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19/1/23