

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

THURSDAY, THE FOURTEENTH DAY OF JULY
TWO THOUSAND AND TWENTY TWO

PRESENT

THE HONOURABLE DR. JUSTICE CHILLAKUR SUMALATHA

CRIMINAL PETITION NO: 6144 OF 2022

Between:

1. Purma Venkateshwarlu, S/o. P. Ramulu, Age. 49 years, Occ. Advocate, R/o.H.No.2-2-90/16, flat no.303, Thurab Nagar, Amberpet, Hyderabad. (A2)
2. Purma Jhansi Rani, W/o. P. Venkateshwarlu, Age. 47 years, Occ. Housewife, R/o. H.No.2-2-90/16, flat no.303, Thurab Nagar, Amberpet, Hyderabad. (A3)

...Petitioners/Accused No.2 and 3

AND

1. The State of Telangana, through SHO., Police Station Malkajgiri, Rachakonda Commissionerate, represented by its Public Prosecutor, High Court, at Hyderabad. ...Respondent
2. Smt. Mekala Srivani, W/o. Jagdish Raj, Age. 36 years, Occ. Housewife, R/o. H.No.45-180, Anand Bagh, Shiridi Nagar, Street No.5, Uppariguda, Malkajgiri, Medchal-Malkajgiri District. ...Respondent/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 in C.C.No. 2339 of 2020 on the file of Principal Junior Civil Judge-Cum-Metropolitan Magistrate, at Malkajgiri, Medchal Malkajgiri District, against the petitioners / Accused No. 2 and 3 in the interest of justice.

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 grant interim stay of all further

proceedings including appearance of the petitioners/Accused No. 2 and 3 in C.C.No. 2339 of 2020 on the file of Principal Junior Civil Judge-Cum-Metropolitan Magistrate, at Malkajgiri, Medchal Malkajgiri District in the interest of justice pending disposal of the Criminal Petition.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri S. Surender Reddy, Advocate for the Petitioners and the Assistant Public Prosecutor on behalf of the Respondent No.1 and of the Respondent No.2 not appearing in person or by Advocate.

The Court made the following: ORDER

THE HON'BLE Dr. JUSTICE CHILLAKUR SUMALATHA

CRIMINAL PETITION No.6144 of 2022

ORDER:

This Criminal Petition under Section 482 Cr.P.C. is filed seeking the Court to quash the proceedings that are pending against the petitioners/Accused Nos.2 and 3 in C.C.No.2339 of 2020 that is pending on the file of the Court of Principal Junior Civil Judge-cum-Metropolitan Magistrate at Malkajgiri, Medchal-Malkajgiri District.

2. Heard the submission of learned counsel for the petitioners/Accused Nos.2 and 3 as well as the learned Assistant Public Prosecutor, who appeared for respondent No.1 - State.

3. Having regard to the limited request made by learned counsel for petitioners/Accused Nos.2 and 3, issuance of notice to respondent No.2 is felt not necessary.

4. Learned counsel for the petitioners states that petitioners/Accused Nos.2 and 3 are brother-in-law and sister, respectively, of Accused No.1 and, indeed, they have not committed any offences much less the offences punishable under

Sections 498-A and 506 IPC and Sections 3 and 4 of Dowry Prohibition Act. Learned counsel for the petitioners also states that no further orders in this Criminal Petition are required, except dispensing with the personal appearance of the petitioners before the trial Court.

5. The learned Assistant Public Prosecutor did not raise any serious objection for granting such a relief to the petitioners.
6. Having regard to the said submission made and keeping in view the facts and circumstances of the case, this Court considers it desirable to order exemption from personal appearance of the petitioners during the course of trial proceedings.
7. Resultantly, this Criminal Petition is disposed of with the following directions:
 - (1) The Court of Principal Junior Civil Judge-cum-Metropolitan Magistrate at Malkajgiri, Medchal-Malkajgiri District, is directed not to insist upon personal appearance of the petitioners/Accused Nos.2 and 3 during the course of proceedings in C.C.No.2339 of 2020 that is pending on the file of the said Court, in case the petitioners/Accused Nos.2 and 3 are represented by an Advocate.

(2) However, it is made clear that petitioners/Accused Nos.2 and 3 shall make their appearance as and when specifically directed by the trial Court to do so.

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

SD/- V. KAVITHA
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Junior Civil Judge-Cum-Metropolitan Magistrate, at Malkajgiri, Medchal Malkajgiri District.
2. The XVII Metropolitan Magistrate, Cyberabad, at Malkajgiri, Ranga Reddy District.
3. The Station House Officer, Malkajgiri Police Station, Rachakonda Commissionerate.
4. Two CCs to the Assistant Public Prosecutor, High Court for the State of Telangana, at Hyderabad [OUT]
5. One CC to Sri S. Surender Reddy, Advocate [OPUC]
6. Two CD Copies

MMK

HIGH COURT

CSLJ

DATED:14/07/2022

ORDER

CRLP.No.6144 of 2022



DISPOSING OF THE CRIMINAL PETITION

[Handwritten signature]
12/07/2022