

IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

THURSDAY, THE FOURTH DAY OF AUGUST
TWO THOUSAND AND TWENTY TWO

PRESENT

THE HONOURABLE D. JUSTICE CHILLAKUR SUMALATHA

CRIMINAL PETITION NO: 6946 OF 2022

Between:

1. Mrs Kuna Venkata Subbamma, W/o Kuna Venkateswarlu Aged. 53 years Occ. Housewife, R/o 2-1-44/16, Lal reddy colony Near Bolarum market Macha bolarum Trimulgherry Secunderabad.
2. Kuna Venkateswarlu, S/o late K.Ram Subbaiah Aged. 57 years Occ. Business, R/o 2-1-44/16, Lal reddy colony Near Bolarum market Macha bolarum Trimulgherry Secunderabad.
3. Mrs K.Mounika, D/o Kuna Venkateswarlu Aged. 32 years Occ. Housewife r/o 1-12-35, Golnaka Alwal Secunderabad

...PETITIONER/ACCUSED 2-4

AND

1. The State of Telangana, Rep by Public Prosecutor, High Court, Hyderabad.
2. Mrs Kuna Sai Navyatha, W/o Kuna Rajesh Aged. 27 years Occ. Housewife R/o Flat No. G-1 Sri sairatna Inn Nizampet, Hyderabad.

...RESPONDENT/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 CC No.1335/2022 on the file of the Learned Principal Junior Civil Judge Cum XI Additional Metropolitan Magistrate, Kukatpally at Cyberabad .

I.A. NO: 2 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 in CC No.1335/2022 on the file of the Learned Principal Junior civil judge cum XI Addl. Metropolitan Magistrate

Kukatpally at Cyberabad including appearance of Petitioners pending disposal of the above quash petition in the interest of justice.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri G. Ravi Chandran, Advocate for the Petitioner and the Assistant Public Prosecutor on behalf of the Respondent No.1.

The Court made the following: ORDER

THE HON'BLE Dr. JUSTICE CHILLAKUR SUMALATHA
CRIMINAL PETITION No.6946 of 2022

ORDER:

1. Heard the submission of the learned counsel for the petitioners as well as the learned Assistant Public Prosecutor.
2. In the light of the limited request made, issuance of notice to the 2nd respondent is felt not required.
3. Seeking to quash the proceedings that are initiated against the petitioners who are arrayed as Accused Nos.2 to 4 in C.C.No.1335 of 2022 that is pending on the file of the Court of XI Additional Metropolitan Magistrate, Kukatpally at Cyberabad, the present Criminal Petition is filed.
4. Learned counsel for the petitioners/Accused Nos.2 to 4 submits that the petitioners, being the family members of Accused No.1, were implicated in this case alleging that they committed offences punishable under Sections 498-A IPC and Section 3 & 4 of Dowry Prohibition Act and indeed, they are innocent. Learned counsel also states that no further orders in this Criminal Petition are required, except

to dispense with the personal appearance of the petitioners during the course of proceedings.

5. The learned Assistant Public Prosecutor did not raise any serious objection for granting such a relief to the petitioners/Accused Nos.2 to 4.

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/Accused Nos.2 to 4 during the course of trial proceedings.

7. Resultantly, this Criminal Petition is disposed of with the following directions:

(1) The Court of XI Additional Metropolitan Magistrate, Kukatpally at Cyberabad, is directed not to insist upon personal appearance of the petitioners/Accused Nos.2 to 4 during the course of proceedings in C.C.No.1335 of 2022 that is pending on the file of the said Court, in case the petitioners/Accused Nos.2 to 4 are represented by an Advocate.

(2) However, it is made clear that the petitioners/Accused Nos.2 to 4 shall make their appearance as and when specifically directed by the trial Court to do so.

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

**SD/-L.SIVA PARVATHI
ASSISTANT REGISTRAR**

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Junior Civil Judge Cum XI Additional Metropolitan Magistrate
Kukatpally at Cyberabad .
2. The Station House Officer, Bachupally Police Station, Cyberabad.
3. Two CCs to Assistant Public Prosecutor, High Court for the State of
Telangana, at Hyderabad.(OUT)
4. One CC to Sri G. Ravi Chandran, Advocate [OPUC]
5. Two CD Copies
6. One Spare Copy

CDL

HIGH COURT

ORDER

DATED: 04/08/2022



ORDER

CRL.P.No.6946 of 2022

DISPOSING OF THE CRIMINAL PETITION.

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MA
1/9/22