

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

TUESDAY, THE ELEVENTH DAY OF OCTOBER
TWO THOUSAND AND TWENTY TWO

**PRESENT
THE HONOURABLE Dr. JUSTICE CHILLAKUR SUMALATHA**

CRIMINAL PETITION NO: 8931 OF 2022

Between:

1. Kandukuri Vijaya, W/o Venkat Narsaiah,
2. Venkat Narsaiah, S/o Late Kommalu,

...PETITIONERS/ACCUSED 2 & 3

AND

1. The State of Telangana, Rep. By its Public Prosecutor, High Court for the State of Telangana, at Hyderabad
2. Kandukuri @ Gundameedi Kirmai, W/o K.Nitin Kumar, R/o H.No.27-07-232, Hasanparthi, Warangal Urban District

...RESPONDENTS/ 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 charge sheet in C.C.No. 2685 of 2021 on the file of the V Additional Judicial First Class Magistrate, at Warangal for the offence under section U/s 498-A, 506 IPC Sec. 3 and 4 of D.P Act, against the petitioners /Accused 2 and 3

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 appearance of the petitioners / A2 & A3 in pursuance of to quash the charge sheet in C.C.No. 2685 of 2021 on the file of the V Additional Judicial First Class Magistrate, at Warangal.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri PULIMAMIDI SHASHIDHAR REDDY, Advocate for the Petitioners and of 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.8931 of 2022

ORDER :

Heard the submission of learned counsel for the petitioner as well as learned Assistant Public Prosecutor, who is representing respondent No.1-State. Having regard to the limited request made by learned counsel for the petitioners, issuance of notice to respondent No.2/defacto complainant is felt not necessary.

2. This Criminal Petition is filed seeking the Court to quash the proceedings that are pending against the petitioners, who are arrayed as accused Nos.2 and 3 in C.C.No.2685 of 2021 on the file of the Court of V Additional Judicial Magistrate of First Class, Warangal.

3. Learned counsel for the petitioners states that petitioner No.2 is the mother-in law and petitioner No.3 is the father-in-law of the respondent No.2 and they never involved in the family affairs of the accused No.1 and his wife that is respondent No.2 herein. Learned counsel also

submits that the petitioner Nos.2 and 3, being aged persons, are unable to attend the Court on each and every date of adjournment. Learned counsel finally states that no further orders in this Criminal Petition are required, except dispensing with the personal attendance of petitioner Nos.2 and 3 before the trial Court.

4. Learned Assistant Public Prosecutor did not raise any serious objection. Also the relief sought for appearance justifiable.

5. Therefore, this Criminal Petition is disposed of with the following directions:

- (1) The Court of V Additional Judicial Magistrate of First Class, Warangal, is directed not to insist upon personal attendance of the petitioners during the course of proceedings in C.C.No.2685 of 2021 that is pending on the file of the said Court, in case the Petitioners are represented by an Advocate.
- (2) However, it is made clear that the petitioners shall make their appearance as and when specifically directed by the trial Court to do so.

6. As a sequel, miscellaneous applications pending, if any, shall stand closed.

Sd/-I.NAGA LAKSHMI
DEPUTY REGISTRAR

//TRUE COPY//

SECTION OFFICER

To

1. The V Additional Judicial First Class Magistrate, at Waranagal.
2. The Station House Officer, Women's Police Station, Warangal City.
3. Two CCs to the Public Prosecutor, High Court for the State of Telangana at Hyderabad (OUT)
4. One CC to Sri Pulimamidi Shashidhar Reddy, Advocate [OPUC]
5. Two CD Copies

Kj.

V. A

HIGH COURT

DATED:11/10/2022



ORDER

CRLP.No.8931 of 2022

DISPOSING OF THE CRL.P.

⑦ VLV
20/12/22