

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

**THURSDAY ,THE EIGHTH DAY OF SEPTEMBER
TWO THOUSAND AND TWENTY TWO**

PRESENT

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION NO: 14820 OF 2013

Between:

SYED AFSAR UDDIN ALIAS AFSAR, S/o. syed Mumtaz Uddin Occ:Business, R/o. 8-1-346/B/1, Tolichowki, Hyderabad.

...PETITIONER/ACCUSED

AND

1. THE STATE OF A.P., REP., BY ITS PP & ANOTHER, Rep., by its Public Prosecutor, High Court of A.P., Hyderabad.
2. D.Prasanna Kumar,, Occ:S.I of Police, commissioner Task Force, East Zone, Team, Hyderabad.

...RESPONDENT/COMPLAINANTS

Petition under Section 437/438/439/482 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 call for records in CC.No.705 of 2012 on the file of the III Addl. C.M.M., Hyderabad and quash the same in the interest of justice.

I.A. NO: 1 OF 2013(CRLPMP. NO: 13275 OF 2013)

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 personal Appearance of the petitioner in CC.No.703 of 2012 on the file of the III Addl. C.M.M., Hyderabad, pending disposal of the crl.P.

This Petition coming on for hearing,upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri P RANA PRAVEER,Advocate for the Petitioner and the Public Prosecutor (TG/AP) on behalf of the Respondent No.1 and none appeared for the Petitioner and Respondent No. 2

The Court made the following: ORDER

THE HONOURABLE SRI JUSTICE K.SURENDER**CRIMINAL PETITION No.14820 OF 2013****ORDER:**

This Criminal Petition is filed by the petitioner/Accused under Section 482 of the Code of Criminal Procedure, 1973 (for short 'Cr.P.C.') seeking to quash the proceedings in C.C.No.703 of 2012 on the file of III Additional Chief Metropolitan Magistrate, Nampally, Hyderabad which arose out of Crime No.165 of 2009 of Sanjivreddy Nagar Police Station, Hyderabad. The petitioner herein is arrayed as Accused in the said C.C. The offences alleged against him are under Sections 420 and 468 of Indian Penal Code.

2. None appeared on behalf of the petitioner/Accused. Heard learned Assistant Public Prosecutor for the respondent-State. Perused the record.

3. The grounds raised by the learned counsel for the petitioner seeking quashing of the proceedings are questions of facts which cannot be decided in a quash petition before this Court and the petitioner can agitate the same before the concerned Court under Section 239 of Cr.P.C.

4. Accordingly, the Criminal Petition is disposed off. However, the petitioner is at liberty to agitate all the issues and grounds that are raised before this Court by filing an application under Section 239 Cr.P.C., before the concerned Court. In the event of such application being filed, the concerned Court shall dispose it off on merits.

Miscellaneous Petitions, pending if any, shall stand closed.

//TRUE COPY//

SD/- K. ONESIM
DEPUTY REGISTRAR
SECTION OFFICER

To,

1. THE III ADDL. C.M.M. Nampally, Hyderabad.
2. Two CCs To Public Prosecutor, High Court Of Telangana At Hyderabad
3. One CC to SRI. P RANA PRAVEER Advocate [OPUC]
4. Two CD Copies
5. One Spare Copy

GJP



HIGH COURT

KS,J

DATED:08/09/2022

ORDER

CRLP.No.14820 of 2012



CRIMINAL PETITION IS
DISPOSED OF

AKM
11/10/2022