

IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

TUESDAY, THE TWENTY SECOND DAY OF NOVEMBER
TWO THOUSAND AND TWENTY TWO

PRESENT

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION NO: 10328 OF 2022

Between:

1. V.Narayana Reddy, S/o.Late.V.Venkat Reddy, Aged about 64 Years, Occ.Business, R/o.H.No.4-7-152, MIG-260, Mushak Mahal, Attapur Village, Rajendra Nagar, R.R.District.
2. V.Mohan Reddy, S/o.Late.V.Venkat Reddy, Aged about 53 Years, Occ.Business, R/o.H.No.4-7-175/1/A, Attapur Village, Rajendra Nagar, R.R.District.
3. M.Jaihind Reddy, S/o.M.Raji Reddy, Aged about 45 Years, Occ.Business, R/o.H.No.4-7-48, Attapur Village, Rajendra Nagar, R.R.District.
4. V.Anasuya, W/o.V.Narayan Reddy, Aged about 57 Years, Occ.Housewife, R/o.H.No.4-7-152, MIG-260, Mushak Mahal, Attapur Village, Rajendra Nagar, R.R.District.

...Petitioner No. 1 to 4 /Accused 3 to 6

AND

1. The State of Telangana, Rep. by Public Prosecutor, High Court of Telangana, Hyderabad.
2. C. Anand Goud, S/o.Yadagiri, Aged. 47, Occ. Business, R/o.H.No1-2-116/1/2/A/1 New Green City Budvel, Rajendranagar, Ranga Reddy.

...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 call for the records relating to and connected with Cr.No.897/2022 on the file of P.S.Rajendra Nagar, Cyberabad and quash the same against the petitioners.

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 including the personal appearance of the petitioners in Cr.No.897/2022 on the file of P.S.Rajendra Nagar, Cyberabad.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri VIJAY B PAROPKARI, Advocate for the Petitioner and the Public Prosecutor (TG/AP) on behalf of the Respondent No.1 and None Appeared for the Respondent No.2.

The Court made the following: **ORDER**

THE HONOURABLE SRI JUSTICE K.SURENDER**CRIMINAL PETITION No.10328 OF 2022****ORDER:**

This Criminal Petition is filed under Section 482 of the Code of Criminal Procedure, 1973 (for short 'Cr.P.C.') by the petitioners-Accused Nos.3 to 6 to quash the proceedings against them in FIR No.897 of 2022 pending on the file of Station House Officer, Rajendra Nagar Police Station, Cyberabad. The offences alleged against them are under Sections 420, 468, 471 of Indian Penal Code (for short "IPC").

2. Heard both sides.
3. After arguing sometime, learned counsel for the petitioners confines his prayer to direct the police to follow the procedure prescribed under Section 41-A of Cr.P.C. for reason of the offences alleged against the petitioners are punishable less than seven (07) years.
4. In view of the aforesaid submission of the learned counsel for the petitioners, this Criminal Petition is disposed off directing

the Investigating Officer in FIR No.897 of 2022 pending on the file of Station House Officer, Rajendra Nagar Police Station, Cyberabad, to strictly follow the procedure laid down under Section 41-A of Cr.P.C. and also the guidelines issued by the Hon'ble Supreme Court in ***Arnesh Kumar v. State of Bihar***¹. Further, the police shall conclude investigation without taking any coercive steps. The petitioners shall co-operate with the Investigating Officer by furnishing information and documents as sought by him in concluding the investigation.

Miscellaneous applications pending, if any, shall stand closed.

//TRUE COPY//

Sd/- L. SIVA PARVATHI
ASSISTANT REGISTRAR
SECTION OFFICER

To,

1. The XIV Additional Metropolitan Magistrate Cyberabad at Rajendranagar.
2. The Station House Officer, Police Station, Rajendranagar, Cyberabad.
3. One CC to SRI VIJAY B PAROPKARI, Advocate [OPUC]
4. Two CCs to the Public Prosecutor, High Court for the State of Telangana, at Hyderabad.(OUT)
5. Two CD Copies.

AK

¹ (2014) 8 SCC 273

HIGH COURT

KS,J

DATED:22/11/2022



ORDER

CRLP.No.10328 of 2022

DISPOSING OF THE CRIMINAL PETITION.

8
13/12/22
4th