

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

**MONDAY, THE TWELFTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY TWO**

PRESENT

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION NO: 10972 OF 2022

Between:

1. Gade. Venkatesh, S/o. Late. Gade Anjaiah.
2. Smt. Gade. Vanitha, W/o. Gade. Venkatesh.

...Petitioners/Accused No. 2 & 3

AND

1. The State of Telangana, Represented by its Public Prosecutor, High Court Buildings, Hyderabad.
2. Smt. Gade. Roja, W/o. Gade. Sudheer Kumar.

...Respondents/Defacto Complainants

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 F.I.R. No. 238 of 2022, Dated. 14/06/2022 on the file of W.P.S. Saroomnagar, Hyderabad, against the petitioners/accused No. 2 & 3.

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 F.I.R. No. 238 of 2022, Dated. 14/06/2022 before W.P.S. Saroomnagar, Hyderabad T.S., including the arrest of the petitioners herein till the disposal of the main Quash Petition.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri P. PRASHANT, Advocate (representing B.SANTOSH SINGH), Advocate for the Petitioner and of the Additional Public Prosecutor (TG) 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.10972 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.2 and 3 to quash the proceedings against them in FIR No.238 of 2022 pending on the file of Station House Officer, Women Police Station, Saroornagar, Rachakonda, registered for the offences punishable under Sections 498-A and 406 of Indian Penal Code (for short "IPC") and Sections 3 and 4 of Dowry Prohibition Act (for short "DP Act")

2. Heard learned counsel for the petitioners – Accused Nos.2 and 3 and learned Additional Public Prosecutor for the respondent – State. Perused the material on record.

3. The *de facto* complainant – 2nd respondent filed the present complaint stating that she was married to Accused No.1 on 23.06.2019 and at the time of marriage dowry was also given. However, Accused No.1 started harassing her and these petitioners

who are the parents-in-law also supported Accused No.1 – husband.

4. The allegation against these petitioners is that they have supported their son who allegedly harassed the 2nd respondent – *de facto* complainant.

5. In the said circumstances, this Court deems it appropriate to direct the Investigating Officer in FIR No.238 of 2022 pending on the file of Station House Officer, Women Police Station Saroornagar, Rachakonda, to conclude the investigation without arresting these petitioners – A2 and A3. Further, the petitioners – Accused Nos.2 and 3 shall co-operate with the Investigating Officer as and when required for the purpose of investigation.

6. Accordingly, the Criminal Petition is disposed off.

Miscellaneous applications pending, if any, shall stand closed.

Sd/- B. SATYAVATHI
DEPUTY REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The V Additional Metropolitan Magistrate at L.B.Nagar, Cyberabad.
2. The Station House Officer, Saroornagar WPS Police Station, Rachakonda District.
3. Two CCs to the Public Prosecutor, High Court for the State of Telangana at Hyderabad. (OUT)
4. One CC to Sri B. SANTOSH SINGH, Advocate[OPUC]
5. Two CD Copies.

VH A

HIGH COURT

KS, J

DATED: 12/12/2022



ORDER

CRLP.No.10972 of 2022

DISPOSING OFF THE CRIMINAL PETITION.

⑧ Copies
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4/1/23