

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

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

PRESENT

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION NO: 11358 OF 2022

Between:

Angadi Mallesh, S/o. Late Balaiah Aged about 46 years, Om Agriculture R/o.
Plot No.981, H.No.3-111, Suraram Colony, IDA, Jeedimetla (Post),
Hyderabad-500055

...Petitioner

AND

1. The State of Telangana, Rep by its Public Prosecutor, High Court of
Judicature at Hyderabad For the State of Telangana

...Respondent No.1

2. P. Sanjeev Rao, S/o. not known Aged about 56 years, Occ: Government
Employee Tahsildar, Quthbullapur Mandal, Medchal-Malkajgiri District Office
at Suraram Village, Medchal-Malkajgiri District.

...Respondent No.2/Defacto Complainant

3. Smt. Renuka, W/o. not known Aged about major Occ: Government Employee
Mandal Girdawar/Revenue Inspector, Quthbullapur Mandal, Medchal-
Malkajgiri District Office at Suraram Village, Medchal-Malkajgiri District

...Respondent No.3

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 all the proceedings against the Petitioner in Crime No. 931/2022 on the file of P.S. Dundigal, Cyberabad Commissionerate in the interest of justice.

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 petitioner in Crime No. 931/2022 pending on the file of Hon'ble VIII Metropolitan Magistrate, Medchal-Malkajgiri at Medchal 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 PILLI NAGARAJ, Advocate for the Petitioner and of the Additional Public Prosecutor (TG) on behalf of the Respondent No.1 and none appeared for the Respondent Nos. 2 & 3.

The Court made the following: ORDER

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION No.11358 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 petitioner-Accused seeking to quash the proceedings against him in Crime No.931 of 2022 pending on the file of the Station House Officer, Dundigal Police Station, Cyberabad.

2. Heard learned counsel for the petitioner and learned Additional Public Prosecutor for the respondent No.1 - State. Perused the record.

3. A perusal of the record would reveal that the complaint was filed by the Tahsildar, Quthbullapur, Medchal District, stating that the petitioner is a land grabber, filling the quarries with mud in Survey No.181 of Suraram village in government land.

4. Learned counsel for the petitioner would submit that the land is allotted to DILL to the extent of Ac.2.00 gts. The question of the said land a government land does not arise. Later, W.P.No.19890 of 2022 is filed questioning the action of the respondent Nos.4 and 8 therein in interfering into the physical possession of the petitioners over the subject property and W.P.No.13020 of 2021 is filed by the

petitioners questioning the action of the respondent Nos.2 to 4 therein in allotting a part of the subject property in favour of the respondent No.8, as illegal. According to the him, the land belongs to the petitioner. He further submits that the police are harassing the family members of the petitioner on the basis of this complaint without considering the explanation given under 41-A Cr.P.C.

5. As seen from the allegations in the complaint, the petitioner was filling up the government land with mud. Whether the said land belongs to the government or petitioner is a subject matter of factual issues and investigation. The explanation given by the petitioner shall be considered by the concerned police and the family members of the petitioner shall not be harassed in the said case.

6. Accordingly, the Criminal Petition is disposed of.

Miscellaneous applications pending, if any, shall stand closed.

//TRUE COPY//

Sd/- L. SIVA PARVATHI
ASSISTANT REGISTRAR
SECTION OFFICER

To,

1. The VIII Metropolitan Magistrate, Cyberabad at Medchal, Medchal District.
2. The Station House Officer, Dundigal Police Station, Cyberabad.
3. Two CCs to the Public Prosecutor, High Court for the State of Telangana at Hyderabad. (OUT)
4. One CC to Sri PILLI NAGARAJ, Advocate [OPUC]
5. Two CD Copies.

Njb


HIGH COURT

KS,J

DATED:19/12/2022

ORDER

CRLP.No.11358 of 2022



DISPOSING OF THE CRIMINAL PETITION

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[Signature]
21/12/2022