

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

TUESDAY THE TWENTIETH DAY OF DECEMBER
TWO THOUSAND AND TWENTY TWO

PRESENT

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION NO: 11421 OF 2022

Between:

Chirra Babu Rao, S/o. Nagaiah, Aged about 51 years, Caste: Madiga,
Occ: Medical Officer and Management of Sri Pooja Hospital, Khammam, R/o.
Azeez Nagar Street, Khammam. **...PETITIONER/ACCUSED No.2**

AND

1. The State of Telangana, Rep.by Public Prosecutor, High Court for the State of Telangana at Hyderabad.
2. Mothe Uppalaiah, S/o. Ramulu, Aged about 38 years, Caste: Budigejangalu,
Occ: Coolie, R/o. Pallegudem Village, Khammam Rural, Khammam District

...RESPONDENT/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 call for records in SC No.126 of 2021 on the file of the II Fast Track Special Court For Expeditious Disposal of Cases of Rape and Protection of Child Against Sexual Offences (POCSO) Act at Khammam and quash the same against the petitioner/accused No.2.

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 against the petitioner/accused No.2 in SC No.126 of 2021 on the file of the II Fast Track Special Court For Expeditious Disposal of Cases of Rape and Protection of Child Against Sexual Offences (POCSO) Act at Khammam including personal appearance of the petitioner/Accused No.2.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri J. SUNITHA, Advocate for the Petitioner and the Public Prosecutor on behalf of the Respondent No.2 and None Appeared for the Respondent No. 1.

The Court made the following:

THE HONOURABLE SRI JUSTICE K.SURENDER**CRIMINAL PETITION No.11421 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 No.2 to quash the proceedings against him in S.C.No.126 of 2021 pending on the file of II Fast Track Special Court for Expeditious Disposal of Cases of Rape and Protection of Child against Sexual Offences (POCSO) Act at Khammam. The offence alleged against him is under Section 21 of POCSO Act.

2. Learned counsel for the petitioner after arguing for sometime seeks permission of this Court to withdraw the present Criminal Petition to agitate all the grounds that are raised before this Court by filing discharge application before the concerned Court.

3. Accordingly, the Criminal Petition is dismissed as withdrawn. Needless to say, in the event of the petitioner – Accused No.2 filing an application seeking discharge, the concerned Court shall dispose it of on merits after hearing arguments within a period of four (04) weeks.

Miscellaneous applications pending, if any, shall stand closed.

Sd/-T.JAYASREE
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The II Fast Track Pseclal Court for Expeditious Disposal of Cases of Rape and Protection of Child against Sexual Offences (POCSO) Act at Khammam.
2. The Station House Officer, Khammam I Town Police Station.
3. Two CCs to the Public Prosecutor, High Court for the State of Telangana, at Hyderabad (OUT).
4. One CC to Sri J. SUNITHA, Advocate [OPUC]
5. Two CD Copies

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GP

HIGH COURT

DATED:20/12/2022

ORDER

CRLP.No.11421 of 2022



CRIMINAL PETITION IS DISMISSED AS WITHDRAWN.

(6) Copies

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5/1/2023