

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

**THURSDAY, THE TWENTY NINTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY TWO**

PRESENT

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION NO: 11824 OF 2022

Between:

Vadlamuri Mani Verma, S/o V. Surapuraju Aged 23, Occ. Private Employee, R/o H.no.00, Gowripuram, Srungavarapu Kota, Vijayanagaram District, Andhra Pradesh State.

...PETITIONER

AND

1. The State of Telangana, Represented by its Public Prosecutor High Court of Telangana through Pet -Baheerabagh P.S. Cyberabad District.
2. Sri. Venkata Chalapathi Rao, S/o Tirupati Rao Aged 45 years, Occ. Senior Manager, R/o H.no. 4-95/1, Devender Colony, Kompally, Medchal- Malkajgiri District.

...RESPONDENTS/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 call for the records in FIR No. 1044 of 2022 Dated 17.12.2022 registered at Pet-Basheerabagh Police Station and quash the same 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 grant stay of all further proceedings in FIR No. 1044 of 2022 Dated 17.12.2022 registered at Pet- Basheerabagh Police Station, including, appearance, arrest, investigation and filing of final report pending disposal of the above Criminal 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 PUSULURI SHASHI KIRAN, Advocate for the Petitioner and Public Prosecutor for the State of Telangana 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.11824 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 to quash the proceedings against him in Crime No.1044 of 2022 pending on the file of Station House Officer, PetBasheerabagh Police Station, Cyberabad. The offences alleged against him are under Sections 406, 411, 417, 418, 420, 477, 120-B read with 34 of IPC.

2. Heard both sides.
3. After arguing for sometime, learned counsel for the petitioner 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 petitioner are punishable less than seven (07) years.
4. In view of the aforesaid submission of the learned counsel for the petitioner, this Criminal Petition is disposed directing the Investigating Officer in Crime No.1044 of 2022 pending on the file of Station House Officer, PetBasheerabagh 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. The petitioner 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/-T.SRINIVAS
DEPUTY REGISTRAR

SECTION OFFICER

To,

1. The IX Additional Metropolitan Magistrate Cyberabad.
2. The Station House Officer, PetBasheerbagh Police Station, Cyborabad
3. Two CCs to the Public Prosecutor for the state of Telangana at Hyderabad (OUT)
4. One CC to SRI. P SHASHI KIRAN, Advocate [OPUC]
5. Two CD Copies

pr
plp 

¹ (2014) 8 SCC 273

HIGH COURT

DATED:29/12/2022



ORDER

CRLP.No.11824 of 2022

DISPOSING OF THE CRIMINAL PETITION

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MA

9/1/23