

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

**MONDAY, THE NINTH DAY OF JANUARY
TWO THOUSAND AND TWENTY THREE**

PRESENT

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION NO: 206 OF 2023

Between:

Kavali Narsimhulu, S/o. Pedda Narshimhulu

...PETITIONER/ACCUSED NO. 1

AND

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

...RESPONDENT

2. Smt. Rajamuri Varalaxmi, W/o. Jaipal Reddy

...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 quash the FIR No.161/2022, on the file of Dhanwada P.S. Narayanpet

I.A. NO: 1 OF 2023

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 in FIR No.161/2022, on the file of Dhanwada P.S. Narayanpet, including arrest of the Petitioner.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri B ARJUN ,Advocate for the Petitioner and the Public Prosecutor on behalf of the Respondent No. 1 and none appeared on behalf of the Respondent No. 2.

The Court made the following: ORDER

THE HONOURABLE SRI JUSTICE K.SURENDER**CRIMINAL PETITION No.206 OF 2023****ORDER:**

This Criminal Peution is filed under Section 482 of the Code of Criminal Procedure, 1973 (for short 'Cr.P.C.') by the petitioner-Accused No.1 to quash the proceedings against him in FIR No.161 of 2022 pending on the file of Station House Officer, Dhanwada Police Station, Narayanpet District. The offences alleged against him are under Sections 186, 353, 506 and 510 of Indian Penal Code (for short "IPC").

2. Heard learned counsel for the petitioner and learned Additional Public Prosecutor for the respondent – State.

3. On perusal of the record, since the punishment prescribed for the offences alleged against the petitioner are up to seven years, this Court deems it appropriate to direct the Investigating Officer in FIR No.161 of 2022 pending on the file of Station House Officer, Dhanwada Police Station, Narayanpet District, to follow the procedure laid down under Section 41-A Cr.P.C and also the guidelines formulated by the Hon'ble Supreme Court in ***Arnesh***

Kumar v. State of Bihar¹scrupulously. The petitioner shall co-operate with the Investigating Officer by furnishing information and documents if available as sought by him in concluding the investigation.

Miscellaneous applications pending, if any, shall stand closed.

Sd/- G. SIREESHA

ASSISTANT REGISTRAR
SECTION OFFICER

//TRUE COPY//

To,

1. The Judicial First Class Magistrate at Narayanpet District.
2. The SHO, PS.Dhanwada, Narayanpet District
3. Two CCs to the Public Prosecutor, High Court for the State of Telangana at Hyderabad. [OUT]
4. One CC to SRI. B ARJUN Advocate [OPUC]
5. Two CD Copies

VH

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¹ (2014) 8 SCC 273

HIGH COURT

KS, J

DATED: 09/01/2023



ORDER

CRLP.No.206 of 2023

Disposing of the Criminal Petition

(46)
PM
23/1/23