

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

TUESDAY, THE TENTH DAY OF JANUARY
TWO THOUSAND AND TWENTY THREE

PRESENT

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION NO: 270 OF 2023

Between:

K. Eshwar Reddy, S/o Yella Reddy, Aged about 50 years, Occ- Business,
R/o- 3-42, Gudlavani Palem, Sagar Nagar, Visakhapatnam.

...PETITIONER/ACCUSED NO.5

AND

- 1 C. Anand, S/o C.Venkateshwarlu, Aged about 38 years, Occ- un employee,
R/o H.No.8-4-550/10/1, Nataraj Nagar, Erragadda, Sanathnagar, Hyderabad.
- 2 The State of Telangana, Rep. by its Public Prosecutor, For the State of
Telangana, at Hyderabad.

...RESPONDENTS

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 relating to Crime No.1085 of 2022, dated 02/11/2022, on the file of Madhapur Police Station, Cyberabad, and quash the proceedings therein against the Petitioner/Accused No.5 and pass such other order or orders may deem fit.

I.A. NO: 2 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 stay all further proceedings including arrest of the petitioner in proceedings in Crime No.1085 of 2022, dated 02/11/2022, on the file of Madhapur Police Station, Cyberabad, including direction not to arrest the petitioner/ accused no.5 and pass such other order or orders may deem fit.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri KATIKA RAVINDER REDDY, Advocate for the Petitioner and of the Additional Public Prosecutor (TG) on behalf of the Respondent.

The Court made the following: ORDER

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION No.270 OF 2023

ORDER:

This Criminal Petition is filed under Section 482 of the Code of Criminal Procedure, 1973 (for short 'Cr.P.C.') by the petitioner-A5 to quash the proceedings against him in FIR No.1085 of 2022 pending on the file of Madhapur Police Station, Cyberabad. The offences alleged against him are under Sections 420, 406, 468, 471, 506 r/w.34 of the Indian Penal Code.

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.1085 of 2022 pending on the file of Madhapur Police Station, Cyberabad, 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 Bihar*¹ scrupulously.

The petitioner shall co-operate with the Investigating Officer by furnishing information and documents as sought by him in concluding the investigation.

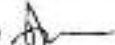
Miscellaneous applications pending, if any, shall stand closed.

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Sd/- T. JAYASREE
ASSISTANT REGISTRAR
SECTION OFFICER

To,

1. The Station House Officer, Madhapur Police Station, Cyberabad at Hyderabad.
2. Two CCs to Public Prosecutor, High Court for the State of Telangana at Hyderabad.(OUT)
3. One CC to Sri KATIKA RAVINDER REDDY, Advocate [OPUC]
4. Two CD Copies.

Njb 

¹ (2014) 8 SCC 273

HIGH COURT

KS,J

DATED:10/01/2023



ORDER

CRLP.No.270 of 2023

CRIMINAL PETITION IS DISPOSED OF.

(T) MA
20/1/23