

IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

WEDNESDAY, THE ELEVENTH DAY OF JANUARY
TWO THOUSAND AND TWENTY THREE

PRESENT

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION NO: 436 OF 2023

Between:

1. Vanjari Sharan S/o. Satish, Age. 30 years, Occ. Business, R/o. 13-1-187/5, Plot No. 38, Snehapuri Colony, Mothi Nagar, Balanagar, Rangareddy District.
2. Vanjari Satish, S/o. Anjaneyulu, Age 53 years, Occ. Private Employee, R/o. 13-1-187/5, Plot No. 38, Snehapuri Colony, Mothi Nagar, Balanagar, Rangareddy District.
3. Vanjari Deepa, W/o. Satish, Age. 50 years, Occ. Housewife, R/o. 13-1-187/5, Plot No. 38, Snehapuri Colony, Mothi Nagar, Balanagar, Rangareddy District.

...PETITIONER/ACCUSED No. 1,3 & 4

AND

1. The State of Telangana, through SHO WPS Begumpet, Hyderabad District Rep., by Public Prosecutor, High Court For the State of Telangana, At Hyderabad.
2. Naga Jyothi Banuka, W/o. Sharan, Age. 29 years, Occ. Housewife, R/o. plot No. 6, Vanitha Colony, New Bowenpally, 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 pertaining to and connected with the proceedings in FIR No. 7 of 2023 on the file of SHO WPS Begumpet, Hyderabad District against the Petitioners/Accused No. 1, 3 and 4 and quash the same.

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 of all further proceedings in connection with FIR No. 7 of 2023 on the file of SHO WPS Begumpet, Hyderabad District including the arrest of the petitioners/ Accused No. 1, 3 and 4.

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

The Court made the following: ORDER

1THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION No.436 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 petitioners-Accused Nos.1, 3 and 4 to quash the proceedings against them in Crime No.7 of 2023 pending on the file of Station House Officer, Women Police Station, Begumpet, Hyderabad. The offences alleged against them are under Sections 498-A, 420, 509 read with 34 of IPC and Sections 4, 6 of D.P.Act.

2. Heard both sides.

3. Since the complaint is outcome of difference between spouses who are respondent No.2 and petitioner-Accused No.1, this Court deems it appropriate to direct the Investigating Officer in Crime No.7 of 2023 pending on the file of Station House Officer, Women Police Station, Begumpet, Hyderabad, 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 scrupulously without taking any coercive steps. It is needless to say, any deviation in this

¹ (2014) 8 SCC 273

regard will be viewed seriously. The petitioners shall co-operate with the Investigating Officer by furnishing information and documents as sought by him, in concluding the investigation.

4. Accordingly, the Criminal Petition is disposed of.

Miscellaneous applications pending, if any, shall stand closed.

//TRUE COPY//

Sd/- L. SIVA PARVARTHI
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The XV Additional Chief Metropolitan Magistrate at Nampally, Hyderabad.
2. The Station House Officer, WPS Begumpet Police Station, Hyderabad.
3. Two CCs to Public Prosecutor, High Court for the State of Telangana, at Hyderabad [OUT]
4. One CC to SRI. ALLURI DIVAKAR REDDY Advocate [OPUC]
5. Two CD Copies

VH

PSR

HIGH COURT

KS, J

DATED: 11/01/2023



ORDER

CRLP.No.436 of 2023

Disposing of the Criminal Petition

A handwritten signature in black ink, followed by the date '12/01/2023' written below it.