

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

**FRIDAY ,THE TWENTIETH DAY OF JANUARY
TWO THOUSAND AND TWENTY THREE
PRESENT**

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION NO: 579 OF 2023

Between

Kalvakuntla Bixamaiah, S/o Mallaiah Aged about 60 years, Occ. Agriculture,
R/o.Channupalli village, Ananthagiri Mandal, Suryapet District

...PETITIONER/ACCUSED

AND

1. The State of Telangana and another, Rep by Public Prosecutor, High Court of Telangana Hyderabad.
2. Nalla Kasi Reddy, S/o.P.Venicata Reddy Aged about 62 years, Occ. Agriculture, R/o.Channupalli village, Ananthagiri Mandal, Suryapet District

...RESPONDENT/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 quash proceedings in STC No.103/2017 on the file of Judicial First Class Magistrate at Kodad, Suryapet District.

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 the stay of all further proceedings in STC No.103 of 2017 on the file of Judicial First Class Magistrate at Kodad, Suryapet District pending disposal of main criminal petition.

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

The Court made the following: ORDER

HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION No.579 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-Accused to quash the proceedings against him in STC.No.103 of 2017 pending on the file of Judicial First Class Magistrate Court, Kodad, Suryapet District. The offences alleged against him are under Section 506 of the Indian Penal Code.

2. Heard learned counsel for the petitioner - Accused and learned Additional Public Prosecutor for the respondent - State. Perused the record.

3. Learned counsel for the petitioner confined his prayer to dispense with the personal appearance of petitioner - Accused.

4. Considering the submission of learned counsel for the petitioner, the attendance of the petitioner - Accused is dispensed with in STC.No.103 of 2017 pending on the file of

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Judicial First Class Magistrate Court, Kodad, Suryapet District, when represented by his counsel on record. The attendance of the petitioner - Accused is dispensed with subject to filing an affidavit by the petitioner stating that in his absence the proceedings conducted by his counsel will not be disputed by him in any manner and shall not dispute his identity also. However, the petitioner shall appear before the learned Magistrate as and when his presence is required. In the event of failure of the petitioner to appear when the Court directs, this order dispensing his attendance shall stand cancelled.

5. Accordingly, the Criminal Petition is disposed of. No costs.

Miscellaneous applications pending, if any, shall stand closed.

//TRUE COPY//

SD/-R. KARTHIKEYAN
ASSISTANT REGISTRAR

SECTION OFFICER

To,

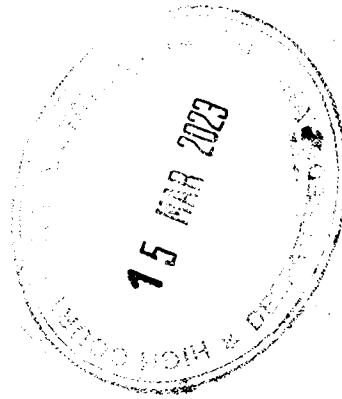
1. The Judicial First Class Magistrate Kodad Suryapet District.
2. The Station House Officer, P.S Nandigudem District Nalgonda.
3. One CC to SRI. MOHD MUMTAZ PASHA, Advocate.[OPUC]
4. Two CCs to the PUBLIC PROSECUTOR, High Court for the State of Telangana at Hyderabad.[OUT]
5. Two CD Copies

SB

BK

HIGH COURT

DATED:20/01/2023



ORDER

CRLP.No.579 of 2023

DISPOSING OF THE CRLP WITHOUT COSTS

8 Copies

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2/3/23