

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

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

**PRESENT
THE HONOURABLE SRI JUSTICE K.SURENDER**

CRIMINAL PETITION NO: 691 OF 2023

Between:

Bobbala Naveen Reddy, S/o. Late Damodar Reddy, aged about 46 Yrs, Occ. Business, R/o. Saduvelli Village, Yadagiri Mandal Yadadri-Bhuvanagiri District.

...PETITIONER/ACCUSED NO.1

AND

1. The State of Telangana, Through Public Prosecutor, Hon'ble High Court of Telangana.

.....Respondent No.1/ Complainant

2. Sunke Ganesh, S/o. Ramulu, Aged about 34 yrs, Occ. Agriculture, R/o.Saduvelli Village, Yadagiri Mandal Yadadri-Bhuvanagiri District.

...RESPONDENT NO.2/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 Proceedings against the Petitioner/ Accused No.1 in C.C.No.1027 of 2020 on the file of Hon'ble Judicial First Class Magistrate, Alair, in the interest of Justice and pass such other or further order or orders as this Hon'ble Court deems fit and proper in the circumstances of the case.

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 against the Petitioners/Accused No.1 in C.C.No.1027 of 2020 on the file of Hon'ble Judicial First Class Magistrate, Alair, in the interest of justice and pass such other or further order or orders as this Hon'ble Court deems fit and proper in the circumstances of the case.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri K.GIRIDHAR RAJU, Advocate for the Petitioner and of the Additional Public Prosecutor for the State of Telangana on behalf of the Respondent No.1

The Court made the following: ORDER

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION No.691 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 No.1 to quash the proceedings against them in C.C.No.1027 of 2020 pending on the file of learned First Class Magistrate at Alair. The offences alleged against the petitioner is under Sections 447, 324, 504 R/w.34 of Indian Penal Code (for short "IPC").

2. Heard. Perused the record.

3. Having regard to the submissions and the reasons stated in the accompanying affidavit filed in support of the petition, this Court finds it just and proper to dispense with the presence of the petitioner – Accused before the trial Court. Accordingly, presence of the Accused is dispensed with and this Criminal Petition is disposed off with the following directions:

i) The attendance of the petitioner – accused is dispensed with in C.C.No.1027 of 2020 pending on the file of learned First Class Magistrate at Alair, when represented by their counsel on record.

ii) The attendance of the petitioner is dispensed subject to filing an affidavit by the petitioner stating that in their absence the proceedings

conducted by their counsel will not be disputed by them in any manner and shall not dispute their identity also.

iii) However, the petitioner shall appear before the learned Magistrate as and when their presence is required. In the event of the petitioner failure to appear when the Court directs, this order dispensing their attendance shall stand cancelled.

Miscellaneous applications pending, if any, shall stand closed.

Sd/-P.PADMANABHA REDDY
ASSISTANT REGISTRAR

//TRUE COPY//

GP
SECTION OFFICER

To

1. The Judicial First Class Magistrate, Alair.
2. Two CCs to the Public Prosecutor, High Court for the State of Telangana at Hyderabad (OUT)
3. One CC to Sri K.Giridhar Raju, Advocate [OPUC]
4. Two CD Copies

Kj.

JK

HIGH COURT

DATED:24/01/2023

ORDER

CRLP.No.691 of 2023



CRL.P. IS DISPOSED OF.

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