

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

MONDAY, THE THIRTIETH DAY OF JANUARY
TWO THOUSAND AND TWENTY THREE

PRESENT

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION NO: 913 OF 2023

Between:

1. Laxmi @ Munni, W/o. Heerekar Shyam, aged 40 years Occ. House wife, R/o. H no.13-4-339/1, Subji Mandi, Jiyaguda, Karwan Sahu, Asifnagar, Hyderabad 500 006
2. Shyam @ Heerekar Shyam, S/o. Heerekar Hari Kishan, aged 42 years Occ. Business, R/o. H no. 13-4-339/1, Subji Mandi, Jiyaguda, Karwan Sahu, Asifnagar, Hyderabad 500 006
3. Raghu @ H. Shantiram, S/o. Hitekar Harinarayana, aged 42 years Occ. Business, R/o. H No. 18-6-849 Laldarwaza, balagunj, Charminar Hyderabad 500 053
4. H. Shalini, D/o. Hitekar Harinarayana, aged 38 years Occ. House wife, R/o. H No. 18-6-8497 Laldarwaza, balagunj, Charminar Hyderabad 500 053
5. K. Mahender, S/o. Late Vittal Rao, aged 42 years Occ. Business, R/o. H No. 14-4-209 Shahinyath Gunj, Begum Bazar Nampally, Hyderabad 500 012

...Petitioners/Accused Nos. 6 to 10

AND

1. The State of Telangana, Through SHO, PS Shamshabad, Cyberabad Represented by Public Prosecutor, High Court at Hyderabad for the State of Telangana
2. Smt. Koyalkar Kavitha, W/o. Koyalkar hari Kumar, Aged 31 years, Occ. House wife, R/o. H No. 2-173 Gollapally Village, Shamshabad Mandal, Ranga Reddy District,

...Respondent/Responden

Petition under Section 320&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 in FIR No. 576/2022 19-11-2022 on the file of SHO, PS Shamshabad, Cyberabad against the petitioners/ accused no. 6 to 10.

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 proceedings including the arrest of the petitioners/ accused No. 6 to 10 in FIR No. 576/2022 19-11-2022 on the file of court of the SHO, PS Shamshabad, Cyberabad, pending disposal of the above criminal petition.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri BANDI SAI VAMSHI, Advocate for the Petitioner and 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

THE HONOURABLE SRI JUSTICE K.SURENDER**CRIMINAL PETITION No.913 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.6 to 10 to quash the proceedings against them in FIR No.576 of 2022 pending on the file of Station House Officer, Shamshabad Police Station, Cyberabad, filed for the offences punishable under Sections 420, 495 read with Section 34 of Indian Penal Code (for short "IPC").

2. Heard learned counsel for the petitioners – Accused Nos.6 to 10 and learned Additional Public Prosecutor for the respondent – State. Perused the material on record.

3. The 2nd respondent who is the wife of accused No.1 filed a complaint alleging that she was married to accused No.1 on 17.10.2021. After her marriage, she came to know that her husband – Accused No.1 was having an affair with one Anitha. When she was pregnant, she ate the food which was prepared by accused No.1 and his family members and she got aborted after

taking that food. The 2nd respondent suspects that accused No.1 and his family members are responsible for her grievance.

4. As seen from the complaint, no specific allegation is made against the petitioners and the offence under Section 495 of IPC is attracted against her husband – Accused No.1.

5. For the said reason and for the reason of these petitioners living in different places, this Court deems it appropriate to direct the Investigating Officer in FIR No.576 of 2022 pending on the file of Station House Officer, Shamshabad Police Station, Cyberabad, to conclude the investigation without taking any coercive steps against the petitioners – Accused Nos.6 to 10. Further, the petitioners shall co-operate with the Investigating Officer as and when required for the purpose of investigation.

6. Accordingly, the Criminal Petition is disposed off.

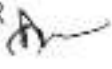
Miscellaneous applications pending, if any, shall stand closed.

Sd/- V. KAVITHA
ASSISTANT REGISTRAR
SECTION OFFICER

//TRUE COPY//

To,

1. The XI Additional Metropolitan Magistrate Cyberabad at Rajendra Nagar.
2. The Station House Officer, Shamshabad Police Station, Cyberabad.
3. Two CCs to Additional Public Prosecutor, High Court for the State of Telangana, at Hyderabad [OUT]
4. One CC to SRI BANDI SAI VAMSHI, Advocate [OPUC]
5. Two CD Copies

PSR 

HIGH COURT

DATED:30/01/2023



ORDER

CRLP.No.913 of 2023

DISPOSING OF THE CRIMINAL PETITION.

2 Copies
M.A.
8/2/23