

HIGH COURT FOR THE STATE OF TELANGANA

**TUESDAY, THE THIRTY FIRST DAY OF JANUARY
TWO THOUSAND AND TWENTY THREE**

PRESENT

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION NO: 950 OF 2023

Between:

Smt. Yalala Vanitha Reddy, W/o. Late Y. Balwanth Reddy Aged About 58 years, Occ. Housewife R/o. 3-13-94/8A, Madhuranagar, Ramanthapur Hyderabad.

...PETITIONER/ACCUSED

AND

1. The State of Telangana and another, Rep. by its Public Prosecutor, High Court of Telangana, Hyderabad.
2. Smt. Kollu Chandrakala, W/o.Narayana Reddy Aged about 45 years, Occ. Housewife, R/o H.No. 3-14-117/1/d/2, Sri Rama Hills, Road No. 3, Vivekananda Colony, Sahara Road, Vanasthalipuram, Ranga Reddy District, Telangana

...RESPONDENTS/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 all further proceedings in C.C. No. 990 of 2017 on the file of VII Metropolitan Magistrate Court, at HayathNagar, Ranga Reddy 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 dispense with the production of the certified copy of the charge sheet in C.C.No.990 of 2017 on the file of VII Metropolitan Magistrate Court, at Hayathnagar,Ranga Reddy District.

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 appearance of the petitioner in C.C.No.990 of 2017 on the file of VII Metropolitan Magistrate Court, at Hayathnagar, Ranga Reddy District, 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 T S ANIRUDH REDDY ,Advocate for the Petitioner and the Public Prosecutor on behalf of the Respondent No.1 and of Non appeared for the Respondent No.2.

The Court made the following: ORDER

THE HONOURABLE SRI JUSTICE K.SURENDER**CRIMINAL PETITION No.950 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.2 to quash the proceedings against her in C.C.No.990 of 2017 (arising out of Crime No.59 of 2017) pending on the file of VII Metropolitan Magistrate at Hayathnagar, Ranga Reddy District. The offences alleged against the petitioner are under Sections 498-A and 506 of Indian Penal Code.

2. Heard learned counsel for the petitioner and learned Additional Public Prosecutor for the respondent No.1 – State. Perused the record.

3. Though the petitioner has raised several grounds to quash the proceedings in the aforesaid case, learned counsel for the petitioner requested this Court to dispense with the appearance of the petitioner, in the aforesaid case before the trial Court.

4. In view of the aforesaid submission of the learned counsel for the petitioner, this Criminal Petition is disposed off with the following directions:

i) The appearance of the petitioner – Accused No.2 is dispensed with in C.C.No.990 of 2017 (arising out of Crime No.59 of 2017) pending on the file of VII Metropolitan Magistrate at Hayathnagar, Ranga Reddy District, when represented by her counsel on record.

ii) The appearance of the petitioner is dispensed subject to filing an affidavit stating that in her absence the proceedings conducted by her counsel will not be disputed by her in any manner and shall not dispute her identity also.

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

5. Needless to say, the petitioner is at liberty to file an application seeking discharge before the concerned Court. In the event of such application being made, the concerned Court shall dispose it off on merits, within a period of four weeks from the date of filing.

Miscellaneous applications pending, if any, shall stand closed.

//TRUE COPY//

Sd/- G. SIREESHA
ASSISTANT REGISTRAR

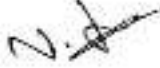


SECTION OFFICER

To,

1. The VII Metropolitan Magistrate Court, at Hayathnagar, Ranga Reddy District..
2. The Station House Officer, Vanasthalipuram Police Station, Rachakonda District.
3. Two CC to the Public Prosecutor, High Court for the State of Telangana at Hyderabad. [OUT]
4. One CC to Sri. T.S.Anirudhi Reddy, Advocate [OPUC]
5. Two CD Copies

BJLB
VH



HIGH COURT

KS, J

DATED: 31/01/2023

ORDER

CRLP.No.950 of 2023



CRIMINAL PETITION IS DISPOSED OFF

⑧ NW
17/2/23