

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

WEDNESDAY, THE EIGHTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY THREE

PRESENT

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION NO: 1291 OF 2023

Between:

1. Smt. T. Venkata Annapurna, W/o. Venkata Shiva Maheshwar, Aged 55 years, Occupation. Household, R/o. 11-11-407/2, Road No. 6, Sowbhagyapuram, Kothapet, Hyderabad.
2. Venkata Shiva Maheshwar, S/o. P. Pulla Rao, Aged 59 years, Occupation. Business, R/o. 11-11-407/2, Road No. 6, Sowbhagyapuram, Kothapet, Hyderabad.

...PETITIONERS/ACCUSED Nos.3 & 4

AND

1. The State of Telangana, Rep. by its Public Prosecutor, High Court for the State of Telangana at Hyderabad, Through P.S. Punjagutta, Hyderabad.
2. B. Venkata Subbaiah, S/o Late B.V. Krishna Murthy, Aged 52 years, Occupation. Senior Manager Legal in India Bulls Housing Finance Ltd. R/o. 5th Floor, Venkata Plaza, Punjagutta, Hyderabad.

...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 the entire proceedings/Charge Sheet in C.C. No. 577 of 2016 on the file the XIV Additional Chief Metropolitan Magistrate at Hyderabad and pass such other order or orders as this Hon'ble Court may deem fit and proper.

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 stay all further proceedings in C.C.No.577 of 2016 on the file the

XIV Addl. Chief Metropolitan Magistrate at Hyderabad, including appearance of petitioners, pending disposal of the above Criminal Petition and pass such other order or orders as this Hon'ble Court may deem fit and proper.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri M. Ram Mohan Reddy, Advocate for the Petitioner and the Public Prosecutor (TG) 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.1291 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.3 and 4 seeking to quash the proceedings against them in C.C.No.577 of 2016 pending on the file of XIV Additional Chief Metropolitan Magistrate at Hyderabad, filed for the offences punishable under Sections 406 and 420 read with 120-B of Indian Penal Code.

2. Heard. Perused the record.
3. Even though the case is of the year 2016 and the offence is of the year 2012, there is no progress in the matter. Hence, this Court deems it appropriate to direct the XIV Additional Chief Metropolitan Magistrate at Hyderabad, to conclude the process of trial as expeditiously as possible within a period of six (06) months, from the date of receipt of a copy of this order.

4. Learned counsel for the petitioner requested this Court to dispense with the personal appearance of accused Nos.3 and 4 as they are old aged persons.

5. Considering the submission of learned counsel for the petitioners, the attendance of the petitioners – Accused Nos.3 and 4 is dispensed with in C.C.No.577 of 2016 pending on the file of XIV Additional Chief Metropolitan Magistrate at Hyderabad, when represented by their counsel on record. The attendance of the petitioners is dispensed with subject to filing affidavits by them stating that in their absence the proceedings conducted by their counsel will not be disputed by them in any manner and also they shall not dispute their identity. However, the petitioners shall appear before the learned Magistrate as and when their presence is required. In the event of the petitioners failure to appear when the Court directs, this order dispensing their attendance would stand cancelled.

6. With the above observations, the Criminal Petition is disposed of.

Miscellaneous applications pending, if any, shall stand closed.

Sd/-G.SIREESHA
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The XIV Additional Chief Metropolitan Magistrate at Hyderabad.
2. The Station House Officer, P.S. Punjagutta, Hyderabad.
3. One CC to Sri M. Ram Mohan Reddy, Advocate [OPUC]
4. Two CCs to the Public Prosecutor, High Court for the State of Telangana at Hyderabad. [OUT]
5. Two CD Copies

gbr

HVJ

HIGH COURT

DATED: 08/02/2023



ORDER

CRLP.No.1291 of 2023

DISPOSING OF THE CRIMINAL PETITION

9
28/2/23
JNV