

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

WEDNESDAY THE FIFTEENTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY THREE

PRESENT

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION NO: 1537 OF 2023

Between:

V. Krishna Rao, S/o Kantha Rao, Aged about 48 Years, Occ. Advocate, R/o. Flat No. 102, Manasa Towers, Kukatpally, Hyderabad

...PETITIONER/ACCUSED No.3

AND

1. The State of Telangana, rep.by its Public Prosecutor, High Court for the State of Telangana through SHO, P.S, Bachupally/KPHB , Hyderabad.
2. V. Kalyani, W/o V. Chiranjeevi Raju, Aged 61 Years, Occ. Housewife, R/o. Flat No. 303, Laasya Villas, Beeramguda, RC Puram, Sangareddy District.

...RESPONDENTS

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 CC No. 4969 of 2019 before the II AJCJ Cum X Addl. Metropolitan Magistrate, Kukatpally at Prasanthnagar against the petitioner/Accused No.3 as allowing the same is tantamount to travesty of justice and abuse of process of law.

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 CC No. 4969 of 2019 against the petitioner/A3 before the II AJCJ Cum X Addl. Metropolitan Magistrate, Kukatpally at Prasanthnagar 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 P. VISHNUVARDHANA REDDY, Advocate for the Petitioner and the 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.1537 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.3 to quash the proceedings against him in C.C.No.4969 of 2019 pending on the file of II AJCJ-cum-X Additional Metropolitan Magistrate, Kukatpally at Prasanthnagar. The offences alleged against him are under Sections 447, 427 of IPC.

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

3. Learned counsel for the petitioner confines his prayer to dispense with the attendance of the petitioner herein.

4. Thus, having regard to the facts and circumstances of the case, the attendance of the petitioner herein – Accused No.3 is dispensed with in C.C.No.4969 of 2019 pending on the file of II AJCJ-cum-X Additional Metropolitan Magistrate, Kukatpally at Prasanthnagar, when represented by his counsel on record. The attendance of the petitioner-Accused No.3 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 also he shall not dispute his identity. However, the petitioner shall appear before the learned Magistrate as and when his presence is required. In the event of the petitioner failure to appear when the Court directs, this order dispensing his attendance would stand cancelled.

5. Accordingly, the Criminal Petition is disposed of.

Miscellaneous applications pending, if any, shall stand closed.

Sd/- K. VENKAIAH
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The II AJCJ Cum X Addl. Metropolitan Magistrate, Kukatpally at Prasanthnagar.
2. The Station House Officer, Bachupally/KPHB, Police Station, Cyberabad District.
3. Two CCs to the Public Prosecutor, High Court for the State of Telangana, at Hyderabad (OUT).
4. One CC to SRI. P. VISHNUVARDHANA REDDY, Advocate [OPUC]
5. Two CD Copies

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VH



HIGH COURT

KS, J

DATED: 15/02/2023

ORDER

CRLP.No.1537 of 2023



CRIMINAL PETITION IS DISPOSED OF

⑧ Copies

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4/3/23