

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

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

PRESENT

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION NO: 1814 OF 2023

Between:

Mrs. B.Ramajaneya Prasad, S/o.Nageswar Rao.Age.56yrs Occ.Executive Director,
M/s. Vision Ventures Lts.,Vision Space, Plot No.27, H.No.2-334/27, Road
No.3,Banjara Hills, Hyderabad - 500034, R/o.22/B,Vengal Rao Nagar, Flat No.104,
Indraprast Apartment, Hyderabad -500034.

...PETITIONER/ACCUSED No.3

AND

1. The State of Telangana, The Public Prosecutor High Court Judicature At Hyderabad for the state of TS Representing through the Station House officer,
2. M/S. Shriram City Union Finance Limited, Hyderabad, Represented by its G.P.A. Holder and Authorised Signature Sri. G.naveen Chandra, S/o.G.Govardhan, Aged about 34 years, R/o Himayathnagar, Hyderabad - 500029

...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 call for the records connected with the above case in C.C. No. 05 of 2019 on the file of II Spl. Magistrate, Erramanzil, Hyderabad and quash the proceedings against the petitioner / Accused No 3.

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 filing of the Certified Copy of the Complainant with the Xerox Copy.

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 in C.C. No. 05 of 2019 on the file of II Spl. Magistrate, Erramanzil, Hyderabad including personal appearance of the petitioner pending quash petition.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri D RAGHAVULU, Advocate for the Petitioner and the Additional Public Prosecutor on behalf of the Respondent No.1 and of None appeared for the Respondent No.2.

The Court made the following: ORDER

THE HONOURABLE SRI JUSTICE K.SURENDER**CRIMINAL PETITION No.1814 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 quash the proceedings against him in C.C.No.05 of 2019 on the file of the II Special Magistrate, Erramanzil, Hyderabad.

2. Heard learned counsel for the petitioner and learned Additional Public Prosecutor for the respondent – State. Perused the record.
3. Earlier this Court in Crl.P.No.1374 of 2020 refused to quash the proceedings against the petitioners and two other accused in C.C.No.05 of 2019. There are no change circumstances and no grounds to entertain the present application.
4. Learned counsel for the petitioner confines his prayer to dispense with the personal appearance of petitioner as it is very difficult for him to appear before the Court on each and every date of hearing.

5. Thus, having regard to the facts and circumstances of the case, the attendance of the petitioner/accused No.3 therein is dispensed with in C.C.No.05 of 2019 on the file of the II Special Magistrate, Erramanzil, Hyderabad, when represented by his counsel on record. The attendance of the petitioner is dispensed 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.

6. Accordingly, the Criminal Petition is disposed off. Needless to say, in the event of the petitioner filing an application under Section 239 of Cr.P.C. seeking discharge, the concerned Court shall dispose it off on merits within a period of four weeks.

Miscellaneous applications pending, if any, shall stand closed.

//TRUE COPY//

Sd/-V.KAVITHA
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The II Spl. Magistrate, Erramanzil, Hyderabad
2. The Station House Officer, Narayanaguda Police Station, Hyderabad.
3. One CC to Sri D.Raghavulu, Advocate [OPUC]
4. Two CCs to Public Prosecutor, High Court for the State of Telangana (OUT)
5. Two CD Copies

BJLB

HIGH COURT

DATED:22/02/2023

ORDER

CRLP.No.1814 of 2023



DISPOSING OF THE CRIMINAL PETITION

[Handwritten signature]
28/02/2023