

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

**THURSDAY ,THE NINTH DAY OF MARCH  
TWO THOUSAND AND TWENTY THREE**

**PRESENT**

**THE HONOURABLE SRI JUSTICE K.SURENDER**

**CRIMINAL PETITION NO: 2362 OF 2023**

**Between:**

Ega Raju, S/o. Ega Mogili, Age. 41 Years, Occ. Private Employee, R/o. H. No. 19-6-13, Rangashaipet, Warangal proper and District.

**...PETITIONER/ACCUSED NO.4**

**AND**

1. The State of Telangana, through S.H.O., P.S. A.J. Mills Colony, Warangal, represented by Public Prosecutor, High Court at Hyderabad.

**...RESPONDENT.**

2. Adluri Shirisha, W/o. Narender, Age. 48 Years, Occ. Blacksmith, R/o. H. No. 11-29-21, Deshaipet Road, Warangal Proper and District.

**...RESPONDENT/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 F.I.R. No. 13 of 2023, of P.S. A.J. Mills Colony, Warangal District, as against the petitioner/Accused No. 4.

**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 of all further proceedings including arrest of the petitioner/Accused No. 4 in F.I.R. No. 13 of 2023 of P.S. A.J. Mills Colony, Warangal District.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri K VENUMADHAV ,Advocate for the Petitioner and the Public Prosecutor on behalf of the Respondent No.1 and NONE for the Respondent No. 2.

**The Court made the following: ORDER**

**THE HONOURABLE SRI JUSTICE K.SURENDER**

**CRIMINAL PETITION No.2362 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.4 to quash the proceedings against him in FIR No.13 of 2023 pending on the file of the Station House Officer, A.J.Mills Colony Police Station, Warangal District, Telangana. The offences alleged against him are under Sections 427, 448, 386, 506 read with Section 34 of the Indian Penal Code (for short 'IPC').

2. Heard learned counsel for the petitioner – Accused No.4 and learned Additional Public Prosecutor for the respondent – State. Perused the material on record.

3. The allegation in the complaint is that the petitioner along with others have colluded and registered documents denying the legitimate right of respondent No.2/*de-facto* complainant. Since there is no allegation of any property being delivered in pursuant to any threat, *prima facie*,

offence under Section 386 of IPC is not attracted and all other offences are bailable offences.

4. In the said circumstances, this Criminal Petition is disposed of directing the Investigating Officer in respect of FIR No.13 of 2023 pending on the file of the Station House Officer, A.J.Mills Colony, Police Station, Warangal District, Telangana, to strictly follow the procedure laid down under Section 41-A of Cr.P.C and also the guidelines issued by the Hon'ble Supreme Court in **Arnesk Kumar v. State of Bihar**<sup>1</sup>. The petitioner shall co-operate with the Investigating Officer by furnishing information and documents as sought by them in concluding the investigation.

Miscellaneous applications pending, if any, shall stand closed.

1 (2014) 8 SCC 273

Sd/- N. CHANDRA SEKHAR RAO  
ASSISTANT REGISTRAR

//TRUE COPY//

  
SECTION OFFICER

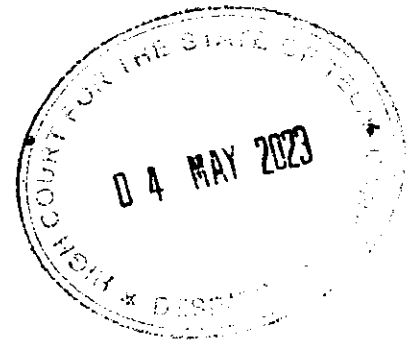
To,

1. The I Additional Judicial First Class Magistrate at Warangal.
2. The Station House Officer, P.S. A.J. Mills Colony, Warangal,
3. One CC to SRI. K VENUMADHAV Advocate [OPUC]
4. Two CCs to the PUBLIC PROSECUTOR, High Court for the State of Telangana, at Hyderabad. [OUT]
5. Two CD Copies

TL   
VH

HIGH COURT

DATED:09/03/2023



ORDER

CRLP.No.2362 of 2023

DISPOSING OF THE CRIMINAL PETITION.

(8) copies  
2m  
13/4/23