

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

THURSDAY, THE SIXTEENTH DAY OF MARCH
TWO THOUSAND AND TWENTY THREE

**PRESENT
THE HONOURABLE SRI JUSTICE K.SURENDER**

CRIMINAL PETITION NO: 2684 OF 2023

Between:

1. Smt. Babitha Devi, W/o Kameshwar Singh, Aged about 43 years, Occ. Housewife
 2. Sri Kameshwar Singh, S/o late Mathura Singh, aged about 48 years, Occ. Business
- Both are R/o Flat No.211, Marigold Block, ARK Homes, Bolarum, Secunderabad

...PETITIONERS/ACCUSED NO.1 & 2

AND

1. The State of Telangana, Rep. by its Public Prosecutor, High Court, Hyderabad

.....Respondent

2. Mrs. S. Kalyani, W/o N. Veeranna, Aged about 40 years, Occ. Police Officer, R/o H.No. 3-4-24/28, Railway Employees Colony, Phase -1, Bolarum, Secunderabad

...RESPONDENT NO.2/DEFACTO 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.85 of 2023 on the file of P.S. Shameerpet, Medchal against the Petitioners herein in the interest of justice and pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case and in the interest of justice.

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 F.I.R. No. 85 of 2023 on the file of P.S. Shameerpet, Medchal against the Petitioners herein, pending disposal of this Criminal Petition in the interest of justice and pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case and in the interest of justice.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri L.A.JAN, Advocate for the Petitioners and of the Additional Public Prosecutor for the State of Telangana 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.2684 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.1 and 2 to quash the proceedings against them in FIR No.85 of 2023 pending on the file of Station House Officer, Shameerpet Police Station, Medchal, registered for the offences punishable under Sections 120b, 406, 420, 464, 468 and 506 read with Section 34 of the Indian Penal Code (for short "IPC").

2. Heard learned counsel for the petitioners-Accused Nos.1 and 2 and learned Additional Public Prosecutor for the respondent No.1 – State. Perused the material on record.

3. Respondent No.2 – Police Officer filed a private complaint alleging that certain amounts were advanced to the petitioners. However, the petitioners failed to repay the said amount. When a complaint was made to the police, the police had returned the complaint stating that the transactions are civil in nature. Aggrieved by the return of

the complaint, the present private complaint is filed. As seen from the allegations in the complaint, it appears to be transactions with respect of money regarding sale of property.

4. In the said circumstances, this Court deems this appropriate to direct the Investigating Officer in FIR No.85 of 2023 pending on the file of Station House Officer, Shameerpet Police Station, Medchal, to conclude the investigation without taking any coercive steps against the petitioners-Accused Nos.1 and 2. The petitioners shall co-operate with the Investigating Officer by furnishing information and documents as sought by him in concluding the investigation. Needless to say, the petitioners shall co-operate with the Investigating Officer as and when required for the purpose of investigation.

5. Accordingly, the Criminal Petition is disposed of.

Miscellaneous applications pending, if any, shall stand closed.

//TRUE COPY//

Sd/-V.KAVITHA
ASSISTANT REGISTRAR

SECTION OFFICER

To

1. The VII Additional Metropolitan Magistrate, at Medchal, Cyberabad.
2. The Station House Officer, Shameerpet Police Station, Cyberabad District, Medchal-Malkajgiri.
3. One CC to Sri L.A.Jan, Advocate [OPUC]
4. Two CCs to the Public Prosecutor (TS), High Court for the State of Telangana at Hyderabad (OUT)
5. Two CD Copies

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HIGH COURT

DATED:16/03/2023

ORDER

CRLP.No.2684 of 2023



CRL.P. IS DISPOSED OF.

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[Handwritten signature]
22/03/2023