

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

TUESDAY, THE TWENTY FIRST DAY OF MARCH
TWO THOUSAND AND TWENTY THREE

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

CRIMINAL PETITION NO: 2885 OF 2023

Between:

Raghu @ Raghavender, S/o A.Venkatramulu, aged about 38 years, Occ. RMP Doctor, R/o Kollampalle Village, Narayanpet Mandal and Dist

...PETITIONER/ACCUSED NO.5

AND

1. Varre Kondamma @ Gorre Kondamma, W/o Varre Narsappa, aged about 47 years, Occ. Coolie, R/o Kollampalle Village, Narayanpet Mandal and Dist
2. The State of Telangana, rep. by its Public Prosecutor, High Court of Telangana, Hyderabad

...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 proceedings in Spl S.C. No.365 of 2021, in respect of sec 313 IPC Sec 16 r/w 17 of POCSO, Act 2012, Sec 3(2) (v) of SC, ST Act against the petitioner / Accused No.5 only on the file of the Court of Fast Track Special Sessions Judge's Court for Expeditious Trial and Disposal of Rape and Pocso Cases: Narayanapet and pass such other order or orders as this Hon'ble Court deems fit and proper in the circumstances of the case.

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 Spl S.C. No.365 of 2021 on the file of the Court of Fast Track Special Sessions Judge's Court for Expeditious Trial and Disposal of Rape and Pocso Cases: Narayanapet including appearance of the petitioners and pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri.G.SATYANARAYANA YADAV, Advocate for the Petitioner and of the Additional Public Prosecutor for the State of Telangana on behalf of the Respondent No.2 and None Appeared for the Respondent No.1.

The Court made the following: ORDER

THE HONOURABLE SRI JUSTICE K.SURENDER**CRIMINAL PETITION No.2885 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.5 to quash the proceedings against him in Special S.C.No.365 of 2021 pending on the file of Court of Fast Track Special Sessions Judge for Expeditious Trial and Disposal of Rape and POCSO Cases, Narayanpet. The offences alleged against him are punishable under Sections 376(2)(i)(n), 214, 313, 506 read with 109 of Indian Penal Code (for short "IPC"), Sections 5(j)(ii), (l) read with Section 6 and Section 16 read with Section 17 of the Protection of Children from Sexual Offences Act, 2012 and Section 3(2)(v) of SC/ST Act, 1989.

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

3. Learned counsel appearing for the 1st respondent would submit that he has no objection if the proceedings against the

petitioner are quashed, in accordance with the order dated 22.03.2021 passed in Criminal Petition No.5229 of 2020.

4. This Court by orders dated 22.03.2021 and 20.01.2023 in Criminal Petition Nos.5229 of 2020 and 589 of 2023 has quashed the proceedings against the accused Nos.6, 7 & 9 and accused Nos.8, 10 & 11 respectively, in the subject calendar case.

5. According to the charge sheet, this petitioner is arrayed as accused No.5 and he also stands on the same footing as that of accused Nos.6 to 11. For the reasons mentioned in the order dated 22.03.2021 in Criminal Petition No.5229 of 2020, the proceedings against this petitioner – accused No.5 are also liable to be quashed.

6. Accordingly, the Criminal Petition is allowed and the proceedings against this petitioner – accused No.5 in S.C.No.365 of 2021 pending on the file of Court of Fast Track Special Sessions Judge for Expeditious Trial and Disposal of Rape and POCSO Cases, Narayanpet, are hereby quashed. The order passed by this Court in Criminal Petition No.5229 of 2020 on 22.03.2021, shall form part of this order.

Miscellaneous applications pending, if any, shall stand closed.

//TRUE COPY//

Sd/-T.JAYASREE
ASSISTANT REGISTRAR

SECTION OFFICER

To

1. The Fast Track Special Sessions Judge's Court for Expeditious Trial and Disposal of Rape and POCSO Cases, Narayanpet.
2. The Station House Officer, P.S., Narayanpet.
3. One CC to Sri G.Satyanarayana, Advocate [OPUC]
4. Two CCs to the Public Prosecutor, High Court for the State of Telangana at Hyderabad (OUT)
5. Two CD Copies

Kj.



HIGH COURT

DATED:21/03/2023



ORDER

CRLP.No.2885 of 2023

THE CRL.P. IS ALLOWED.

⑧ VLV
24/4/23