

IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

FRIDAY, THE TWENTY FOURTH DAY OF MARCH
TWO THOUSAND AND TWENTY THREE

PRESENT

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION NO: 2981 OF 2023

Between:

1. Komalla Karuna, W/o Komalla Thirupathi Reddy, Aged about 52 years, Occ. House wife R/o H.No. 2-4-810/1, Ramnagar Hanamkonda, Hanamkonda District.
2. Komalla Thirupathi Reddy, S/o Komalla Malla Reddy, Aged about 59 years, Occ. TSRTC Conductor R/o H.No. 2-4-810/1, Ramnagar Hanamkonda, Hanamkonda District.
3. Komalla Surender Reddy, S/o Komalla Thirupathi Reddy, Aged about 31 years, Occ. UPSC Civils Aspirant R/o H.No. 2-4-810/1, Ramnagar Hanamkonda, Hanamkonda District Presently residing at 4B/22, 3rd Floor, Old Rajendranagar, New Delhi-110060.

...PETITIONERS/ACCUSED No.2 to 4

AND

1. The State of Telangana, rep by its Public Prosecutor Through Warangal WPS Police Station, Warangal District High Court of Judicature of Telangana at Hyderabad.

...RESPONDENT

2. Lethakula Suvana, W/o Rama Chandra Reddy Aged about 48 years, Occ. House wife R/o H.No. 24-5-85/7/5/13, Ganesh Nagar, Road No.1, Prakashreddypeta, Hanamakonda, Hanamkonda 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 FIR.No.57 of 2023 dated 06-02-2023 on the file of the Warangal WPS (Warangal), Warangal District against the petitioners/ Accused No.2 to 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 petitioners/ Accused No.2 to 4 in FIR.No.57 of 2023 dated 06-02-2023 on the file of the Warangal WPS (Warangal), Warangal District.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri P. Mehar Srinivasa Rao, Advocate for the Petitioners and the Additional Public Prosecutor (TG) 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.2981 OF 2023

O R D E R:

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.2 to 4 to quash the proceedings against them in FIR No.57 of 2023 pending on the file of Station House Officer, Warangal Police Station, Warangal. The offences alleged against them are under Sections 498-A, 420 and 506 of Indian Penal Code (for short "IPC") and Section 3 and 4 of Dowry Prohibition Act (for short "DP Act").

2. Briefly the facts of the case are that, the 2nd respondent - *de facto* complainant filed the present complaint against the petitioners herein stating that her daughter was married to accused No.1. At the time of marriage, dowry was also given. Thereafter, accused No.1 along with petitioners herein are harassing her daughter for additional dowry of Rs.50,00,000/- and also threatened her with dire consequences.

3. Heard learned counsel for the petitioners - Accused Nos.2 to 4 and learned Additional Public Prosecutor for the respondent - State. Perused the material on record.

4. Learned counsel appearing for the petitioners would submit that the allegations made in the complaint are not attracted. The allegations in the complaint pertains to the year 2017-19 and the petitioners herein have no nexus to the daughter of respondent No.2 and false complaint has been filed without any basis.

5. In the said circumstances, the Investigating Officer in FIR No.57 of 2023 pending on the file of Station House Officer, Warangal Police Station, Warangal is directed not to arrest these petitioners and conclude the investigation on the basis of the explanation given by these petitioners. Further, the petitioners shall co-operate with the Investigating Officer as and when required for the purpose of investigation.

6. Accordingly, the Criminal Petition is disposed of.

Miscellaneous applications pending, if any, shall stand closed.

SD/- B. CHANDRA PRAKASH
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Junior Civil Judge -cum- Principal Judicial Magistrate of First Class, Hanamakonda.
2. The Station House Officer, Warangal WPS (Warangal), Warangal District.
3. One CC to Sri P. Mehar Srinivasa Rao, Advocate [OPUC]
4. Two CCs to the Public Prosecutor, High Court for the State of Telangana at Hyderabad. [OUT]
5. Two CD Copies

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CHR

HIGH COURT

DATED: 24/03/2023

ORDER

CRLP.No.2981 of 2023



DISPOSING OF THE CRIMINAL PETITION

⑧
AIR
15/05/23