

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

**MONDAY, THE TWENTY SEVENTH DAY OF MARCH
TWO THOUSAND AND TWENTY THREE**

PRESENT

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION NO: 3080 OF 2023

Between:

Juvaaji Anil Goud, S/o.Juvvaji Parusuram Goud, Aged 47 Years, Occ. Cotton Business, R/o.3087, Thiryani, Near Forest Office, Thiryani Mandal, Adilabad District 504294

...PETITIONER/ACCUSED No.2

AND

1. The State of Telangana, Represented by its Public Prosecutor, High Court Buildings, Hyderabad. / through S.H.O., P.S.. S.R.Nagar, Hyderabad.
2. The State Police, Through Sri P.V. Rama Prasada Rao, aged major, Additional Inspector of Police, S.R.Nagar Police Station, Hyderabad.

...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 quash the proceedings against Petitioner/Accused No.2 in Crime No.282 of 2023 of S.R.Nagar Police Station on the file of III Additional Chief Metropolitan Magistrate, at Hyderabad.

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 against Petitioner/Accused No.2 in Crime No.282 of 2023 of S.R.Nagar Police Station on the file of III Additional Chief Metropolitan Magistrate, at Hyderabad, pending disposal of the above criminal petition.

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 filing of certified copy of FIR in Crime No.282 of 2023 copy of complaint and Remand case diary of S.R.Nagar Police Station on the file of III Additional Chief Metropolitan Magistrate, at Hyderabad,

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri NAGESHWAR RAO PUJARI, Advocate for the Petitioner and the Public Prosecutor on behalf of the Respondents.

The Court made the following: ORDER

THE HONOURABLE SRI JUSTICE K.SURENDER**CRIMINAL PETITION No. 3080 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 No.2 to quash the proceedings against him in Crime No. 282 of 2023 pending on the file of III Additional Chief Metropolitan Magistrate at Hyderabad. The offences alleged against the petitioner are punishable under Sections 370, 370(A)(2) of Indian Penal Code and Sections 3,4,5 of Prevention of Immoral Trafficking Act 1956.

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

3. On perusal of the record, since the punishment prescribed for the offences alleged against the petitioner are punishable up to seven years, this Court deems it appropriate to direct the Investigating Officer in respect of Crime No. 282 of 2023 of III Additional Chief Metropolitan Magistrate at Hyderabad, to follow the procedure laid down under Section 41-A Cr.P.C and also the

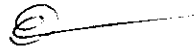
guidelines formulated by the Hon'ble Supreme Court in ***Arnesh Kumar v. State of Bihar***¹ scrupulously. The petitioner shall co-operate with the Investigating Officer in concluding the investigation.

4. Accordingly, the Criminal Petition is disposed of.

Miscellaneous applications pending, if any, shall stand closed.

Sd/- G. SIREESHA
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The III Additional Chief Metropolitan Magistrate, at Hyderabad
2. The Station House Officer, S.R. Nagar Police Station, Hyderabad.
3. One CC to Sri Nageshwar Rao Pujari, Advocate [OPUC]
4. Two CCs to Public Prosecutor, High Court for the State of Telangana (OUT)
5. Two CD Copies

BJLB



¹ (2014) 8 SCC 273

HIGH COURT

DATED:27/03/2023

ORDER



CRLP.No.3080 of 2023

CRIMINAL PETITION IS DISPOSED OF

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2/8/23