

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

**WEDNESDAY, THE EIGHTEENTH DAY OF OCTOBER
TWO THOUSAND AND TWENTY THREE**

PRESENT

THE HONOURABLE SRI JUSTICE E.V. VENUGOPAL

CRIMINAL REVISION CASE NO: 2299 OF 2013

**Criminal Revision Case U/s 397 & 401 of Cr.P.C to set aside the the
Order made in C.C.No.399 of 2011 dated 23.08.2013 on the file of the Special
Metropolitan Magistrate III, Kukatpally, Miyapur.**

Between:

**Pawan Kumar Agarwal S/o Mangatrai Agarwal, Occ Business, R/o MIG-162, Beside
Ayyappa Temple, Bharat Nagar, Moosapet, Hyderabad - 18.**

...PETITIONER

AND

- 1. The State of A.P. Represented by its Public Prosecutor, High Court of Andhra Pradesh, Hyderabad.**

...RESPONDENTS

- 2. Dinesh Gupta,, S/o Shyam Babu Dayal Gupta, Occ Business, R/o H.No.11-5-246/2, H.P.Road, Moosapet, Hyderabad.**

...RESPONDENT NO.2/ACCUSED

CRL.R.C.M.P. NO: 3480 OF 2013

Petition under Section 482 of Cr.P.C praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to recall the NBW's issued by Special Metropolitan Magistrate-III, Kukatpally Miyapur, dated 23.08.2013 in C.C.No.399 of 2011 or this HOn'ble Court may be directed Special Metropolitan Magistrate - III, Kukatpally, Miyapur to recall the NBWs issued against me or this Hon'ble Court may be please to Suspend the proceedings issued dt.28.03.2013 till 04.10.2013 in the interest of justice.

Counsel for the Petitioner : SRI. K SAI BABU

**Counsel for the Respondent No.1 : VIZARATH ALI
ASST.PUBLIC PROSECUTOR (TG)**

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE E. V. VENUGOPAL**CRIMINAL REVISION CASE No.2299 OF 2013****ORDER:**

The present Criminal Revision Case is filed seeking to set aside the proceedings dated 23.08.2013 in C.C.No.399 of 2011 wherein and whereby the Court of learned Special Metropolitan Magistrate, Miyapur, RR District had issued NBWs against the petitioner.

2. No representation on behalf of the petitioner. Heard Mr. Vizarith Ali, learned Assistant Public Prosecutor appearing for respondent State. Perused the record.

3. Learned Assistant Public Prosecutor submits that this Court vide order dated 27.04.2022 in CrI.R.C (SR) No.3198 of 2022 held that as against an interlocutory order, a Revision under Section 397 of Criminal Procedure Code is not maintainable and seeks to dismiss the Revision.

4. Recording the submissions made by the learned Assistant Public Prosecutor, the Criminal Revision Case is dismissed. Needless to mention, the petitioner is at liberty to workout remedies as available under law.

Miscellaneous Petitions, pending if any, shall stand closed.

SD/- M.RAMANA KRISHNA
DEPUTY REGISTRAR

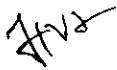
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SECTION OFFICER

To,

1. The Special Metropolitan Magistrate III, Kukatpally at Miyapur
2. One CC to Sri K.Saibabu , Advocate (OPUC)
3. Two CCs to Public Prosecutor, High Court for the State of Telangana at Hyderabad.(OUT)
4. Two CD Copies

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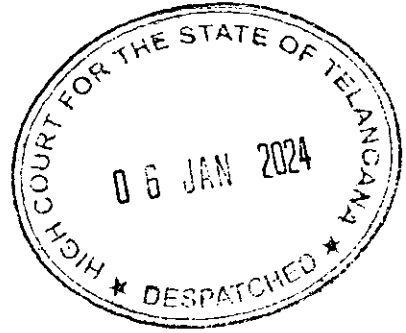


HIGH COURT

DATED:18/10/2023

ORDER

CRLRC.No.2299 of 2013



DISMISSING THE CRL.R.C

⑦
22/12/23
JWd