

HIGH COURT FOR THE STATE OF TELANGANA

**TUESDAY, THE FOURTH DAY OF APRIL
TWO THOUSAND AND TWENTY THREE**

PRESENT

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION NO: 3353 OF 2023

Between:

1. Smt. D. Jayashree, W/o. Late D.Nageshwar Rao, (A-2) Aged about 60 years, Occ. Housewife, R/o. H.No.2-6-57/1, Subhash Road, Sadashivpet, Sangareddy District.

...PETITIONER/ACCUSED(S)

AND

1. The State of Telangana, Rep by its Public Prosecutor, High Court for the State of Telangana, At Hyderabad.
2. D.Aparna, W/o. D.Ram Mohan Rao, Aged about 31 years, Occ. Housewife, R/o. H.No.3-4-659/6 and 7, Narayanaguda X Road, Hyderabad - 29.

...RESPONDENT/COMPLAINANTS

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 C.C.No.10888 of 2021 on the file of the XIII Additional Chief Metropolitan Magistrate at Nampally, Hyderabad against the petitioner, 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 including the appearance of the petitioner in C.C.No.10888 of 2021 on the file of the XIII Additional Chief Metropolitan Magistrate at Nampally, Hyderabad, pending disposal of the criminal petition and pass

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri C SHARAN REDDY, Advocate for the Petitioner and the Additional Public Prosecutor (TG/AP) 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.3353 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 to quash the proceedings against them in C.C.No.10888 of 2021 pending on the file of XIII Additional Chief Metropolitan Magistrate at Nampally.

2. Heard learned counsel for the petitioner - Accused and learned Additional Public Prosecutor for the respondent - State. Perused the record.

3. Learned counsel for the petitioners confined his prayer to dispense with the personal appearance of petitioner - Accused.

4. Considering the submission of learned counsel for the petitioner, the attendance of the petitioner - Accused is dispensed with in C.C.No.10888 of 2021 pending on the file of XIII Additional Chief Metropolitan Magistrate at Nampally, when represented by her counsel on record. The attendance of the petitioner is dispensed with subject to filing affidavits by the petitioner stating

that in her absence the proceedings conducted by her counsel will not be disputed in any manner and shall not dispute her identity also. However, the petitioner shall appear before the learned Magistrate as and when her presence is required. In the event of failure of the petitioner to appear when the Court directs, this order dispensing her attendance shall stand cancelled.

5. Accordingly, the Criminal Petition is disposed of. Needless to say, in the event of the petitioner filing an application seeking discharge, if the charges are not yet framed, the concerned Court shall dispose it of on merits within a period of four (04) weeks, from the date of filing after hearing arguments on both sides.

Miscellaneous applications pending, if any, shall stand closed.

Sd/- P. CH. NAGABHUSHAMBA
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

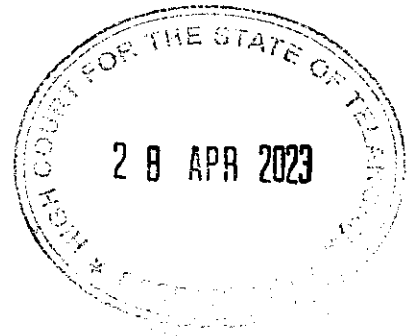
To,

1. The XIII Addl. Chief Metropolitan Magistrate at Nampally, Hyderabad.
2. The SHO Women Police Station, CCS, DD at Hyderabad.
3. One CC to SRI. C SHARAN REDDY Advocate [OPUC]
4. Two CCs to SRI. PUBLIC PROSECUTOR, High Court for the State of Telangana at Hyderabad.(OUT)
5. Two CD Copies

HIGH COURT

KS,J

DATED:04/04/2023



CRLP.No.3353 of 2023

DISPOSED OFF

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PM
27/4/23