

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

**THURSDAY, THE TWENTIETH DAY OF APRIL
TWO THOUSAND AND TWENTY THREE**

PRESENT

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION NO: 3936 OF 2023

Between:

1. Mrs. Prabhavathi, W/o K. Ravi Aged: 34 years, Occ: housewife
2. K. Ravi, S/o Brahmachary Aged: 37 years, Occ: Self employed, Both R/o 3-11-19, RTC colony LB Nagar, Hyderabad.
3. B.Nageshwar Rao, S/o Brahma chary Aged: 40 years, Occ: Pvt job Both R/o 6-148/58, V Rathna colony Kuntlur Abdullapurmet Mandal, RR District.

PETITIONER/ACCUSED 2 to 4

AND

1. State of Telengana, Rep by Public Prosecutor, High Court, Hyderabad
2. Mrs Allamanda Bhargavi, W/o B.Vidhya sagar Aged. 35 years Occ. Household R/o 7-145/4 Laxminagar colony Behind simhapuri Colony Nagaram, Hyderabad

...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 CC No. 785 of 2022 on the file of the Learned XXXIII Additional Metropolitan Magistrate Medchal Malkajgiri District at Malkajgiri against the petitioners/ Accused No. 2 to 4.

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 CC No. 785 of 2022 on the file of the Learned XXXIII Addl Metropolitan Magistrate IIIrd Addl Metropolitan Magistrate Medchal Malkajgiri District at Malkajgiri against the petitioners / Accused No. 2 to 4 including appearance of the petitioners.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri M ANAND KUMAR, Advocate for the Petitioner and the Additional Public Prosecutor for the State of Telangana 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.3936 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 Nos.2 to 4 to quash the proceedings initiated against them in C.C.No.785 of 2022 pending on the file of learned XXXIII Additional Metropolitan Magistrate, Medchal Malkajgiri District. The offences alleged against them are punishable under Sections 498-A of Indian Penal Code (for short "IPC") and Sections 3 and 4 of Dowry Prohibition Act.

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

3. Though the petitioners have raised several grounds to quash the proceedings in the aforesaid case, learned counsel for the petitioners requested this Court to dispense with the appearance of the petitioners – accused Nos.2 to 4, in the aforesaid case before the trial Court.

4. Considering the submission of learned counsel for the petitioners; the Criminal Petition is disposed off with the following directions:

- i) The attendance of the petitioners – accused Nos.2 to 4 is dispensed with in C.C.No.785 of 2022 pending on the file of learned XXXIII Additional Metropolitan Magistrate, Medchal Malkajgiri District, when represented by their counsel on record.
 - ii) The attendance of the petitioners is dispensed with subject to filing affidavits by the petitioners stating that in their absence the proceedings conducted by their counsel will not be disputed by them in any manner and shall not dispute their identity also.
 - iii) However, the petitioners shall appear before the learned Magistrate as and when their presence is required. In the event of the failure of the petitioners to appear when the Court directs, this order dispensing their attendance shall stand cancelled.
5. Needless to say, the petitioners are at liberty to file an application seeking discharge before the concerned Court. In the event of such application being made, if the charges are not

framed, the concerned Court shall dispose it off on merits, within a period of four weeks from the date of filing, after hearing arguments on both sides.

Miscellaneous applications pending, if any, shall stand closed.

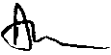
SD/- N. CHANDRA SEKHAR RAO
ASSISTANT REGISTRAR

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GB
SECTION OFFICER

To,

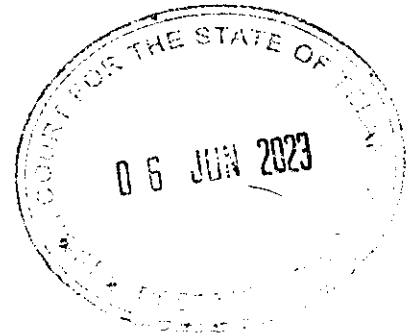
1. The XXXIII additional Metropolitan at Malkajgiri, L.B.Nagar, Rachakonda.
2. The Station House Officer, Keesara Police Station, Rachakonda
3. Two CCs to the Public Prosecutor, High Court for the state of Telangana at Hyderabad (OUT)
4. One CC to SRI. M ANAND KUMAR, Advocate [OPUC]
5. Two CD Copies

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HIGH COURT

KS,J

DATED:20/04/2023



ORDER

CRLP.No.3936 of 2023

DISPOSING OF THE
CRL.PETITION

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1/6/23