

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

**FRIDAY, THE TWENTY EIGHTH DAY OF APRIL
TWO THOUSAND AND TWENTY THREE**

PRESENT

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION NO: 4562 OF 2023

Between:

Tirinagari Venugopal Swamy, S/o. Sujana Swamy, Aged 61 years, Occ. Retd., Bank Employee, R/o. Behind Pindi Pulla Reddy Function Hall, Flat.no. 405 and 406, Adity Apartment, Lb Nagar Road, Hyderabad.

...PETITIONER/ACCUSED

AND

1. The State of Telangana, Rep. by the Public Prosecutor High Court at Hyderabad.
2. Dashamukhi Parameshwar, S/o. Chandramouli, Aged 41 years, Occ. Govt. employee, R/o. Near Kanyaka Parameshwari Temple, Asifabad.

...RESPONDENT

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 docket order dated 24.04.2023 in STC-NI/0000007/2021 on the file of the Honourable Prl.Junior Civil Judge at Asifabad.

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 of the docket order dated 24.04.2023 in STC-NI/0000007/2021 on the file of the Prl. Junior Civil Judge at Asifabad. during the pendency of Criminal petition

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri ERIGI GANESH, Advocate for the Petitioner and of 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.4562 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 docket order dated 24.04.2023 in STC-NI/0000007/2021 pending on the file of Learned Prl.Junior Civil Judge, at Asifabad. The offences alleged against them are under Sections 138 of N.I.Act

2. Heard learned counsel for the petitioner and learned Additional Public Prosecutor for respondent – State. Perused the material on record.

3. Learned counsel appearing for the petitioner would submit that though part of the amount is already paid, the police are coming to the petitioner's residence on the basis of NBW issued. Learned counsel for the petitioner would submit that the next date of hearing is 15.05.2023 and the petitioner undertakes to appear on the said date.

4. In the said circumstances, this Court deems it fit, in the event of petitioner appearing before the trial Court and filling application under Section 70(2), the same shall be allowed on conditions to be imposed by the trial Court.

4. Accordingly, the Criminal Petition is disposed of.

Miscellaneous applications pending, if any, shall stand closed.

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SD/- MOHD. ISMAIL
ASSISTANT REGISTRAR

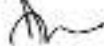


SECTION OFFICER

To,

1. The Principal Judicial Magistrate of First Class at Asifabad
2. The Station House Officer, Asifabad Police Station Asifabad
3. Two CCs to the Public Prosecutor, High Court for the State of Telangana at Hyderabad (OUT)
4. One CC to SRI ERIGI GANESH Advocate [OPUC]
5. Two CD Copies

KKS



HIGH COURT

DATED:28/04/2023

ORDER

CRLP.No.4562 of 2023



DISPOSING OF THE CRLP

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MA
11/5/23