

**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: 4542 OF 2023

Between:

Tatikayala Kranthi Kumar, S/o. Surender, age 30 years, Occ Pvt. Employee,
R/o. H.No. 11-89/1, Kakathiya Nagar, Road No. 6, Opp. Ambeukar Theater,
Thorrur Village and Mandal, Mahabubabad District.

...PETITIONER/ACCUSED

AND

1. The State of Telangana, Rep. by its Public Prosecutor, High Court of Telangana, at Hyderabad, Through P.S. Chilkaiguda.
2. Smt. Gudimalla Subashini, W/o. T. Narender Rao, Aged 48 years, Occ Advocate, R/o. Flat No. 101, Janya Apartments, Padmaranagar, Secunderabad.

...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 impugned proceedings in FIR No. 410 OF 2021, on the file of the P.S. Chilkaiguda, 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 accompanying quash petition grounds filed in support of the above criminal petition, it is therefore prayed that this Hon'ble Court may be pleased to grant interim stay of all further proceedings in FIR No. 410 OF 2021, on the file of the P.S. Chilkaiguda, Hyderabad., including arrest, appearance and attendance of the petitioner / Accused, pending disposal of the above Criminal petition

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri M. THABITHA, 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.4542 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 him in FIR No.410 of 2021 on the file of Station House Officer, Chilkaguda Police Station, Hyderabad. The offences alleged against the petitioner are under Sections 420, 354-D, 384, 509, 506 of Indian Penal Code.

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 is up to seven years, this Court deems it appropriate to direct the Investigating Officer in FIR No.410 of 2021 on the file of Station House Officer, Chilkaguda Police Station, 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 Bihar¹scrupulously. The petitioner shall co-operate with the Investigating Officer in concluding the investigation.

4. Accordingly, the Criminal Petition is disposed off.

Miscellaneous applications pending, if any, shall stand closed.

//TRUE COPY//

SD/- K. AMMAJI
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The SHO, P.S. Chilakalaguda Hyderabad
2. One CC to SRI. M. THABITHA Advocate [OPUC]
3. Two CCs to the PUBLIC PROSECUTOR, High Court for the State of Telangana at Hyderabad [OUT]
4. Two CD Copies

KKS

n

¹ (2014) 8 SCC 273

HIGH COURT

DATED:28/04/2023



ORDER

CRLP.No.4542 of 2023

DISPOSING OF THE CRLP

⑤
1/5
26/5/23