

IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

FRIDAY, THE SIXTEENTH DAY OF JUNE
TWO THOUSAND AND TWENTY THREE

PRESENT

THE HONOURABLE SMT JUSTICE G.ANUPAMA CHAKRAVARTHY

CRIMINAL PETITION NO: 5318 OF 2023

Between:

1. Mohammad Najma, W/o. Khaleel, Aged. 40 years, Occ. Private Teacher, R/o. Choutuppal Town and Mandal, Yadadri-Bhongir District, TS.
2. Mohammad Khaleel, S/o. Mohammed Salim, Aged. 40 years, Occ. Rexin Works, R/o. Choutuppal Town and Mandal, Yadadri-Bhongir District, TS.

...Petitioner/Accused Nos. 3 & 4.

AND

1. The State of Telangana,, Rep. by its Public Prosecutor. High Court at Hyderabad. Through SHO, Choutuppl Police Station, Yadadri-Bhongir District. T.S.
2. Mohammad Yusuf, S/o. Mohammad Khasim, Aged. 38 years, Occ. Plumber. R/o. H. No. 11-21-514, NTR Nagar, Sarrornagar Mandal, Ranga Reddy District, TS.

...Respondents/De-facto 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 proceedings in PRC No. 6 of 2023 on the file of Hon'ble Judicial First Class Magistrate at Choutuppal.

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 including the appearance of the Petitioners / Accused Nos. 3 & 4 in PRC No. 6 of 2023 on the file of Hon'ble Judicial First Class Magistrate at Choutuppal pending disposal of the main 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 A Mujeeb, Advocate for the Petitioner and of Sri. S. Ganesh Asst Public Prosecutor (TG) on behalf of the Respondent No.1 and none appeared for the Respondent No.2.

The Court made the following: ORDER

THE HON'BLE SMT. JUSTICE G. ANUPAMA CHAKRAVARTHY

CRIMINAL PETITION No.5318 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.3 and 4 to quash the proceedings against him in P.R.C. No.6 of 2023 on the file Judicial First Class Magistrate at Choutuppal. The offences alleged against the petitioners are punishable under Sections 498-A, 306 of Indian Penal Code and Sections 3 and 4 of Dowry Prohibition Act.

2. Heard learned counsel for the petitioners and Sri S.Ganesh, learned Assistant Public Prosecutor for respondent No.1 – State.
3. Learned counsel for the petitioners confined his prayer to dispense with the personal appearance of petitioners - Accused No.3 and 4.
4. Considering the submission of learned counsel for the petitioners, the attendance of the petitioners – Accused Nos.3 and 4 is dispensed with in P.R.C. No.6 of 2023 on the file Judicial

First Class Magistrate at Choutuppal, when represented by their counsel on record during the course of trial. However, they shall appear before the court below on the date of framing of charges, for examination under Section 313 of Cr.P.C and if necessary, whenever insisted by the court below.

5. With the above said observation, this Criminal Petition is disposed of.

Miscellaneous applications pending, if any, shall stand closed.

//TRUE COPY//

Sd/-K.VENKAIAH
ASSISTANT REGISTRAR


SECTION OFFICER

To,

1. The Judicial First Class Magistrate at Choutuppal Yadadri-Bhuvanagiri District.
2. The Station House Officer, Choutuppal Police Station, Yadadri Bhuvanagari District.
3. One CC to Sri. M A Mujeeb, Advocate [OPUC]
4. Two CCs to Public Prosecutor, High Court of Telangana, [OUT]
5. Two CD Copies.

Jgk



HIGH COURT

DATED:16/06/2023

ORDER

CRLP.No.5318 of 2023



DISPOSING OF THE CRLP

8
KMD
18/06/2023