

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION No.5909 OF 2022

ORDER:

1. This Criminal Petition under Section 482 of the Code of Criminal Procedure, 1973 (for short 'Cr.P.C.'), is filed by the petitioners to quash the proceedings in C.C.No.208/2022 under Sections 270 and 273 IPC on the file of Judicial First Class Magistrate, Manugur.

2. The petitioners are accused Nos.1 to 3 in the said case. The offences alleged against them are under Sections 272 and 273 of Indian Penal Code (for short "IPC).

3. Heard learned counsel for the petitioners and learned Additional Public Prosecutor for the respondent. Perused the record.

4. Perusal of the record would reveal that the *lis* involved in this case had already been dealt with by this Court extensively vide common order dated 05.07.2021 in CrI.P. No.152 of 2020 and

batch which was reported in **Mohd. Jameel Ahmed v. State of Telangana**¹.

5. Therefore, this Criminal Petition is allowed quashing the proceedings against the petitioners in C.C.No.208/2022 under Sections 270 and 273 IPC on the file of Judicial First Class Magistrate, Manugur, in terms of the common order, dated 05.07.2021 passed by this Court in **Mohd. Jameel Ahmed (Supra)**.

6. As the proceedings in the aforesaid case are quashed against the petitioners, the petitioners are at liberty to file appropriate application before the concerned Magistrate for return of the seized property/vehicle and the Magistrate shall consider the same in accordance with law. However, it is made clear that if the seized stock of tobacco products or other products are expired, the same shall be destroyed by taking permission from the concerned Magistrate.

7. A copy of the common order passed by this Court in Criminal Petition No.152 of 2020 and batch on 05.07.2021 shall form part of this order.

¹ 2022 CriLJ 642.

8. As a sequel thereto, Miscellaneous Petitions, if any, pending in the Criminal Petition stand closed.

Date: 28.02.2023
kvs

K.SURENDER, J

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