

**HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD
(Special Original Jurisdiction)**

TUESDAY, THE TWELFTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY THREE

PRESENT

THE HONOURABLE SRI JUSTICE E.V. VENUGOPAL

WRIT PETITION NO: 3636 OF 2016

Between:

1. P. Mattapalli Rao, S/o. Ramachandraiah, aged about 62 years, r/o. Thogarrai village, Kodad Mandal, Nalgonda District.
2. Smt. P.Chandrakala, W/o. Mattapalli Rao, aged about 58 years, r/o. Thogarrai village, Kodad Mandal, Nalgonda District
3. Likki Venkataiah, S/o. Gangaiah, aged about 50 years, r/o. Thogarrai village, Kodad Mandal, Nalgonda District.

...PETITIONERS

AND

1. The State of Telangana, rep. by its Principal Secretary, Home Department, Secretariat Buildings, Hyderabad.
2. The Deputy Superintendent of Police, Suryapet, at Surypet Town and Mandal, Nalgonda District.
3. The Station House Officer, Kodad Rural Police Station, at Kodad, Nalgonda District.
4. Smt. Y.Jayamma, W/o. Prasad, aged About 30 years, r/o. Thogarrai village, Kodad Mandal, Nalgonda District

...RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue an appropriate writ, order or direction more in the nature of Certiorari calling for the records relating to and connected with the Cr. No. 315 of 2015 registered for an offence punishable U/Ss. 504, 506 of IPC and Section 3 (i)(x) of SC ST (POA) Act against the petitioners on the false complaint of the 4th respondent and quash the same by holding the same as being illegal, arbitrary

I.A. NO: 2 OF 2016(WPMP. NO: 4648 OF 2016)

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to order stay of all further proceedings including the arrest of the petitioners in connection with Cr. No. 315/ 2015 for an offence punishable U/Ss. 504, 506 of

IPC and Section 3(i)(x) of SC ST (POA) Act on the file of the 3rd respondent herein, pending the disposal of the above W.P.

I.A. NO: 1 OF 2016(WPMP. NO: 4130 OF 2016)

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to dispense with the filing of the certified copy of the FIR in Cr. No. 315/2015 on the file of the Kodad Rural Police Station, Nalgonda District for the present in the above Writ Petition

Counsel for the Petitioner: SRI V. BRAHMAIAH CHOWDARY

Counsel for the Respondent Nos. 1to3: SRI SAI RAM, AGP FOR HOME

Counsel for the Respondent No.4: --

The Court made the following: ORDER

THE HONOURABLE SRI JUSTICE E. V. VENUGOPAL

WRIT PETITION No.3636 OF 2016

ORDER:

This writ petition is filed seeking direction in the nature of Certiorari calling for the records relating to the Cr.No.315 of 2015 registered for offences punishable under sections 504, 506 of IPC and Section 3 (i) (x) of Sc ST (POA) Act against the petitioners on the false complaint of the 4th respondent and quash the same.

2. Learned counsel representing on behalf of petitioner would submit that the cause in this writ petition does not survive, as the petitioner is no more and the crime was also closed and hence seeks to dismiss the writ petition as infructuous.

3. Mr.Sai Ram, learned Assistant Government Pleader takes no objection to the same.

4. Recording the submissions made by the learned counsel for the petitioner, this writ petition is dismissed as infructuous.

Miscellaneous Petitions, pending if any, shall stand closed.

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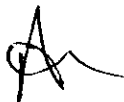
**SD/- G. SIREESHA
ASSISTANT REGISTRAR**

SECTION OFFICER

To,

1. Two CCs to GP FOR HOME ,High Court for the State of Telangana, at Hyderabad [OUT]
2. One CC to SRI V. BRAHMAIAH CHOWDARY, Advocate [OPUC]
3. Two CD Copies

B M
GJP

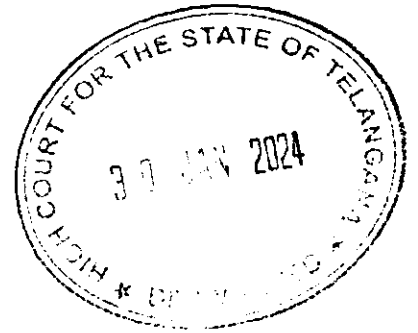


HIGH COURT

DATED:12/12/2023

ORDER

WP.No.3636 of 2016



**DISMISSING THE WRIT PETITION AS INFRUCTUOUS
WITHOUT COSTS**

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H. M. A.

23/1/2024