

HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

**WEDNESDAY, THE TWENTY SECOND DAY OF NOVEMBER
TWO THOUSAND AND TWENTY THREE**

PRESENT

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION NO: 6164 OF 2018

Between:

1. Smt. Chalasani Suvarchala Devi, W/o. Ch. Raghavender Rao, R/o.H.No.24-32/2, Ashok Nagar, Ramachandrapuram, Sanga Reddy District.
2. Chalasani Raghavender Rao, S/o. Late Venkatramaiah, R/o.H.No.24-32/2, Ashok Nagar, Ramachandrapuram, Sanga Reddy District.

...PETITIONERS/ACCUSED No.1 & 2

AND

1. The State of Telangana, Rep.by its Public Prosecutor, High Court at Hyderabad.

...RESPONDENT No.1

2. Muvva Satyanarayana, S/o. Late Venkateshwar Rao, R/o.Flat No.509, Sri Venkateshwara Homes, Opp.Naren Gardens, Miyapur, R.R.District.

...RESPONDENT No.2/DEFACTO 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 call for records and quash the Charge Sheet against the petitioners/accused 1 and 2 in C.C.No.1416 of 2017 on the file of IX Metropolitan Magistrate, Kukatpally.

I.A. NO: 1 OF 2018

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 grant stay of all further proceedings including appearance of the petitioners/Accused 1 and 2 in C.C.No.1416 of 2017 on the file of IX Metropolitan Magistrate, Kukatpally, pending final disposal of her 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 VENKATA RANGADAS KANURI, Advocate for the Petitioner and the Public Prosecutor 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.6164 OF 2018

ORDER:

This Criminal Petition is filed under Sections 482 of the Code of Criminal Procedure, 1973 (for short 'Cr.P.C.') by petitioners-accused Nos.1 and 2 seeking to quash the proceedings in C.C.No.1416 of 2017 on the file of the learned IX Metropolitan Magistrate, Kukatpally, registered for the offences punishable under Sections 420, 406 and 506 of the Indian Penal Code (for short 'IPC').

02. When the matter has been taken up for hearing, on 08.11.2023 none appeared on behalf of the petitioners and the matter has been directed to be listed today under the caption 'for dismissal'.

03. Even today, there is no representation on behalf of the petitioners. Status of case before the trial Court is not known.

04. This matter is of the year 2018 and the CC is of the year 2017. No interim orders were passed by this Court.

05. This Court after taking into account the fact that petitioner No.1 is aged about 65 years and petitioner No.2 is aged about 72 years at the time of filing this Criminal Petition and as both petitioners are Senior Citizens, the attendance of petitioners-accused Nos.1 and 2 is dispensed with in C.C.No.1416 of 2017 on the file of the learned IX Metropolitan Magistrate, Kukatpally, when represented by their counsel on record. The attendance of the petitioners is dispensed with subject to filing an affidavit by the petitioners stating that in their absence, the proceedings conducted by their counsel will not be disputed by them in any manner and shall not dispute their identity also. However, the petitioners shall appear before the learned Magistrate as and when their presence is required. In the event of failure of the petitioners to appear when the Court directs, this Order dispensing with their attendance shall stand cancelled.

06. Accordingly, the Criminal Petition is disposed off. Needless to say, in the event of the petitioners filing an application seeking discharge if charges are not framed, the concerned Court shall dispose it of on merits within a period of four (04) weeks.

Miscellaneous applications pending, if any, shall stand closed.

SD/- P. CH. NAGABHUSHAMBA
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The IX Metropolitan Magistrate Kukatpally.
2. One CC to SRI. VENKATA RANGADAS KANURI Advocate [OPUC]
3. Two CCs to PUBLIC PROSECUTOR, High Court for the State of Telangana at Hyderabad [OUT].
4. Two CD Copies



HIGH COURT

DATED:22/11/2023

ORDER

CRLP.No.6164 of 2018



CRLP IS DISPOSED OF

(7)

7/3/24

A.R.