

**HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

**WEDNESDAY, THE ELEVENTH DAY OF OCTOBER
TWO THOUSAND AND TWENTY THREE**

PRESENT

THE HONOURABLE SMT. JUSTICE G.ANUPAMA CHAKRAVARTHY

CRIMINAL PETITION NO: 10042 OF 2023

Between:

Mr. Chandrashekar Vege, S/o. V.Venkateshwar Rao, Age. 47 years, Occ. Business, R/o. 7G, 7th Floor, Vaishnavi Cynosure, Old Mumbai Highway, Hyderabad-500032.

...PETITIONER/ACCUSED

AND

1. The State of Telangana, Rep. by its Public Prosecutor High Court of Telangana Hyderabad The Station House officer, Narsingi Police Station, Hyderabad District.

...RESPONDENT No.1

2. Venu Madhav Chennupati, S/o Sambasiva Rao, Age. 43 years, Occ. Not Known, R/o. Villa No.40, Aditya Fort View, Secretariat Employees Colony, Gandipet, Puppalguda Village, Ranga Reddy District, Telangana.

...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 quash the FIR No.1055 of 2023 dated 05.10.2023 registered by PS Narsingi on the file of Hon'ble XIII Additional Metropolitan Magistrate, Cyberabad at RangaReddy U/s 406 and 420 of IPC.

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 in FIR No.1055 of 2023 dated 05.10.2023 registered by PS Narsingi on the file of Hon'ble XIII Additional Metropolitan Magistrate, Cyberabad at RangaReddy U/s 406 and 420, IPC.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of M/s. G. JHANSI, Advocate for the Petitioner and Sri S. GANESH, Assistant Public Prosecutor on behalf of the Respondent No.1 and none appeared for the Respondent No. 2

The Court made the following: ORDER

HON'BLE SMT. JUSTICE G. ANUPAMA CHAKRAVARTHY

CRIMINIAL PETITION No.10042 OF 2023

ORDER:

This Criminal Petition is filed under Section 482 of Cr.P.C. by the petitioner/Accused to quash the proceedings in FIR No.1055 of 2023 on the file of Station House Officer, Narsingi Police Station, Cyberabad, for the offences under Sections 406 and 420 of Indian Penal Code.

2. Heard learned counsel for the petitioner and Sri S.Ganesh, learned Assistant Public Prosecutor appearing for respondent No.1 and perused the record.

3. Since the punishment prescribed for the offences alleged against the petitioners are less than seven years, this Court deems it appropriate to direct the petitioner/Accused to appear before the Investigating Officer on or before 25.10.2023 between 02:00 p.m. and 04:00 p.m. The Investigating Officer is directed 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 vs. State of Bihar¹ scrupulously.

Further, the Police are directed not to arrest the petitioner and not to take any coercive action against him. However, the petitioner/Accused shall co-operate with the Investigating Officer as and when required by furnishing information and documents as sought by him in concluding the investigation and petitioner shall not threaten or influence any one of the witnesses in this case.

4. With the above observations and directions, this Criminal Petition is disposed of.

Pending miscellaneous applications, if any, shall stand closed.

Sd/- N. CHANDRA SEKHAR RAO
ASSISTANT REGISTRAR

//TRUE COPY//

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SECTION OFFICER

To,

1. The XIII Additional Metropolitan Magistrate, Cyberabad at RangaReddy.
2. The XVII Additional Chief Metropolitan Magistrate at Nampally, Hyderabad.
3. The Station House Officer, Jubilee Hills Police Station, Hyderabad.
4. One CC to M/s. G. JHANSI, Advocate [OPUC]
5. Two CCs to the Public Prosecutor, High Court for the State of Telangana at Hyderabad. (OUT)
6. **Two CD Copies**

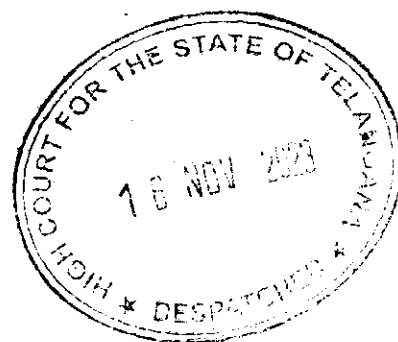
Njb/DL *[Signature]*

¹ (2014) 8 SCC 273

HIGH COURT
DATED:11/10/2023

ORDER

CRLP.No.10042 of 2023



DISPOSING OF THE CRLP

9
14/11/23
HSH