

HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

**FRIDAY, THE TENTH DAY OF NOVEMBER
TWO THOUSAND AND TWENTY THREE**

PRESENT

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION NO: 11131 OF 2023

Between:

Abdul Raheman @ Mohammed Abdul Rahman, S/o Mohammed Sarwar, Aged about 61 Years, Occ. Business, R/o H.No. 2-2-21/17/1, Kurrannapet, Nirmal District

.....PETITIONER/ACCUSED NO 1

AND

1. The State of Telangana,, through S.H.O. Nirmal Town Police Station, Nirmal District, rep. by Public Prosecutor, High Court, Hyderabad.
2. A. Chandrakanth, S/o Chakrapani, Aged About 32 Years, Occ. Government Employee, R/o Divyanagar, Nirmal Town, Nirmal District.

.....RESPONDENTS/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 the records relating to Crime. No. 417 of 2023 on the file of Nirmal Town Police Station, Nirmal District, and quash the proceedings thereon, and to grant such other relief or reliefs as this Hon'ble court deems fit and proper in the circumstances of the case.

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 proceeding including arrest of the petitioner in Crime. No. 417 of 2023 on the file of Nirmal Town Police Station, Nirmal District, pending disposal of the above criminal petition

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri GAJANAND CHAKRAVARTHI ,Advocate for the Petitioners and the Additional Public Prosecutor on behalf of the Respondent No.1 and of None appeared for the Respondent No. 2

The Court made the following: ORDER

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION No.11131 OF 2023

ORDER:

1. This Criminal Petition is filed under Section 482 of Cr.P.C. by the petitioner/Accused No.1 seeking to quash the proceedings in Crime No.417 of 2023 on the file of the Nirmal Town Police Station, Nirmal District, registered for the offences punishable under Sections 420 and 427 of Indian Penal Code.
2. Heard learned counsel for the petitioner and learned Additional Public Prosecutor for the respondent-State and perused the record.
3. On perusal of the record, since the punishment prescribed for the offences alleged against the petitioner is up to seven years, this Court deems it appropriate to direct the Investigating Officer in Crime No.417 of 2023 on the file of the Nirmal Town Police Station, Nirmal District, 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 v. State of Bihar***¹ scrupulously. The petitioner shall co-operate with the

¹ (2014) 8 SCC 273

Investigating Officer by furnishing information and documents as sought in concluding the investigation.

4. Accordingly, the Criminal Petition is disposed off. Miscellaneous applications pending, if any, shall stand closed.

SD/- N .CHANDRA SEKHAR RAO
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Station House Officer, Nirmal Town Police Station, Nirmal District
2. One CC to SRI GAJANAND CHAKRAVARTHI Advocate [OPUC]
3. TWO CCs to the PUBLIC PROSECUTOR, High Court for the State of Telangana, at Hyderabad [OUT]
4. Two CD Copies

NS



HIGH COURT
KSJ
DATED:10/11/2023



ORDER
CRLP.No.11131 of 2023

DISPOSING OF THE CRIMINAL PETITION

7
11/12/23
HVS