

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

**FRIDAY, THE TWENTY NINTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY THREE**

PRESENT

THE HON'BLE SMT JUSTICE T.MADHAVI DEVI

I.A. NOS. 2 AND 3 OF 2023

IN/AND

CRIMINAL PETITION NO: 12035 OF 2023

Between:

Sri Naveen Kumar, S/o. Lingaiah, Age. 29 years, Occ. Pvt. employee, R/o. H. No. 3-7-62/129, Road No.7, South end park, Manusarabad, RR Dist. Hyderabad. PIN. 500068. cell.No.9705012817. Email I.D. snk493@gmail.com

...PETITIONER/ACCUSED No.1 in CrI.P. and I.A.No. 2 of 2023

AND

1. The State of Telangana, rep by It's Public Prosecutor. High Court of Hyderabad.
2. Smt. Sundari Sushma, W/o. Naveen Kumar, Age. 26 Years, Occ: House hold, R/o. presently at Cheekatigudem village, Kethaply Mandal. Nalgonda District,.

**...RESPONDENT/ DEFACTO COMPLAINANT in CrI.Petition and 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 call for the records pertain to the C.C. NO. 114 OF 2023 on the file of the SPL Judicial First Class Magistrate Prohibition and Excise Court at Nalgonda and quash the same as abuse of process of law.

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 send the case to Lokadalath to records the MOU Dated. 16-11-2023 between the parties for closer of the case i.e. Final Report in C.C. NO. 114 OF 2023 on the file of the SPL Judicial First Class Magistrate Prohibition and Excise Court at Nalgonda.

I.A. NO: 3 OF 2023

Between:

Smt. Sundari Sushma, W/o. Naveen Kumar, Age. 26 Years, Occ: House hold, R/o. presently at Cheekatigudem village, Kethapally Mandal. Nalgonda District, ...
..Petitioner / Respondent No. 2 / Defacto Complainant

And

1. Sri Naveen Kumar, S/o. Lingaiah, Age. 29 years, Occ. Pvt. employee, R/o. H. No. 3-7-62/129, Road No.7, South end park , Manasarabad, RR Dist. Hyderabad. PIN. 500068. cell.No.9705012817. Email I.D. suk495@gmail.com
..Petitioners/Accused
No. 1 No.1
2. The State of Telangana, rep. by it's Public Prosecutor. High Court of Hyderabad.

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 record the terms of the compromise Dated. 16-11-2023 and quash the C.C. NO. 114 OF 2023 on the file of the SPL Judicial First Class Magistrate Prohibition and Excise Court at Nalgonda

I.A. NO: 1 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 dispense with certified copy of , i.e. Final Report in C.C. NO. 114 OF 2023 on the file of the SPL Judicial First Class Magistrate Prohibition and Excise Court at Nalgonda before this Hon'ble Court.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri B. CHANDRASHEKAR REDDY ,Advocate for the Petitioner in CrI.Petition and I.A.No. 2 of 2023 and Respondent No.1 in I.A.No. 3 of 2023 and of the Public Prosecutor on behalf of the Respondent No.1 in CrI.Petition and I.A.No. 2 of 2023 and Respondent No.2 in I.A.No. 3 of 2023 and of Sri G.L. Narasimha Rao, Advocate for the Respondent No. 2 in CrI.Petition and I.A.No. 2 of 2023 and Petitioner in I.A.No. 3 of 2023

The Court made the following COMMON ORDER:

THE HON'BLE SMT. JUSTICE T. MADHAVI DEVI

I.A.Nos.2 & 3 of 2023

in/and

CRIMINAL PETITION No.12035 of 2023

COMMON ORDER:

It is submitted by learned counsel for the petitioner/accused No.1 and respondent No.2/*de facto* complainant that during pendency of the present Criminal Petition, the parties have compromised the matter and accordingly, I.A.Nos.2 & 3 of 2023 have been filed to record the compromise dated 16.11.2023 between them and to quash the C.C.No.114 of 2023 on the file of the Special Judicial First Class Magistrate (Prohibition and Excise Court), Nalgonda.

2. Vide order dated 07.12.2023 in Crl. Petition No.12035 of 2023, this Court directed the parties along with their respective counsel to appear before the Secretary, High Court Legal Services Committee, High Court for the State of Telangana, Hyderabad, for identification and to submit a report.

3. Pursuant to the above said direction issued by this Court, the Secretary, High Court Legal Services Committee,

has identified the parties and submitted a report, dated 13.12.2023 and the same is placed on record.

4. In view of the above, I.A.Nos.2 & 3 of 2023 are allowed. Consequently, this Criminal Petition is allowed and the proceedings in C.C.No.114 of 2023 on the file of the Special Judicial First Class Magistrate (Prohibition and Excise Court), Nalgonda, against the petitioner/accused No.1 are hereby quashed subject to their paying an amount of Rs.5,000/- (Rupees Five Thousand Only) to the Director, Sainik Welfare, Hyderabad (Savings A/c.No.52188926279, State Bank of India, Shantinagar Branch (20070), IFSC Code: SBIN0020070, MICR No.500004057) and Rs.5,000/- (Rupees Five Thousand Only) to the Telangana High Court Advocates Association, Hyderabad, within a period of two (02) weeks from today and file proof of the same before the Registry.

Miscellaneous applications, if any pending, shall stand closed.

Sd/- C. PRAVEEN KUMAR,
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To

1. The Special Judicial First Class Magistrate Prohibition and Excise Court at Nalgonda.
2. The Station House Officer, WPS Nalgonda Police Station, Nalgonda
3. Two CCs to Public Prosecutor, High Court for the State of Telangana at Hyderabad. (OUT)
4. One CC to SRI. B. CHANDRASHEKAR REDDY, Advocate [OPUC]

5. One CC to SRI. G.L. Narasimha Rao, Advocate [OPUC]

6. Two CD Copies

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Note: Total Amount of Rs. 10,000/- (Rupees Ten thousand only) has been paid by Sri B. Chandrashekar Reddy, Counsel for the Petitioner as directed by the Hon'ble Court vide order dated 29-12-2023 as Rs. 5,000/- (Rupees Five thousand only) to the "Director, Sainik Welfare Hyderabad, and Rs. 5,000/- (Rupees Five thousand only) to the Telangana High Court Advocates Association, Hyderabad and filed Memo as proof of compliance USR No. 1987 of 2023 and dated 05-01-2024

HIGH COURT

TMDJ

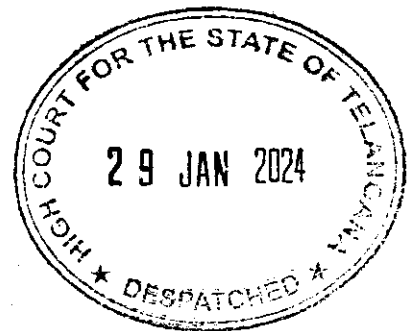
DATED:29/12/2023

COMMON ORDER

I.A. NOS. 2 AND 3 OF 2023

IN/AND

CRLP.No.12035 of 2023



ALLOWING THE CRL.PETITION.

(9)

mr
29/1/24