

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

**FRIDAY, THE THIRTEENTH DAY OF OCTOBER
TWO THOUSAND AND TWENTY THREE**

PRESENT

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION NO: 8821 OF 2018

Between:

Veerla Durgakanth, S/o. Narayana Murthy, Aged about 35 years, Occ: Business, R/o.H.No.1-82. Vallurupalem Village and Mandal, North Vallur, Krishna District, Office at Lions Club Blood Bank, Lions club of Vijayawada, Vision Multi Service Trust, Old Janatha Hospital Building, Dornakal Road, Suryaraopeta, Vijayawada, Krishna District.

...PETITIONER/ACCUSED

AND

1. The State of Telangana, Rep by its Public Prosecutor, High Court Buildings, Hyderabad.
2. Surineni Vengal Rao, S/o. Rangaiah, Aged about 36 years, R/o. Plot No. 704, Block-68, Police Lines, Yousufguda, Hyderabad.

...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 quash the order dated 25.07.2018 passed in CrI.M.P No. 3360 of 2018 in C.C No. 330 of 2017 on the file of the XXIII Special Magistrate, Hyderabad by re-open the evidence of P.W.1 for further cross examination and re-open the evidence of P.W.2 for cross examination

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 stay all further proceedings including appearance of accused in C.C No. 330 of 2017 on the file of the XIV Additional Chief Metropolitan Magistrate, Hyderabad at Nampally, pending disposal of main petition.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri Nunna Aravind Kumar, Advocate for the Petitioner and the Public Prosecutor on behalf of the Respondent No.1 and None for the Respondent No.2

The Court made the following: ORDER

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION No.8821 OF 2018

ORDER:

This Criminal Petition under Section 482 of the Code of Criminal Procedure, 1973 (for short 'Cr.P.C.'), is filed by the petitioner-accused to quash the order dated 25.07.2018 passed in CrI.M.P.No.3360 of 2018 in C.C.No.330 of 2017 on the file of learned XXIII Special Magistrate, Hyderabad.

2. None appears for the petitioner. Perused the record.
3. As seen from the proceedings earlier also there was no representation. This petition was filed questioning the order of the learned Magistrate dismissing the application filed under Section 311 of Cr.P.C for recalling witness/P.W.2. The XXIII Special Magistrate, Hyderabad, where the case was pending is abolished now.
4. No interim orders were passed by this Court when the case was filed in the year 2018. The Stage in the trial Court is not known, this Court is not inclined to keep this Criminal Petition pending.

5. Accordingly, this Criminal Petition is dismissed for non-prosecution.

Miscellaneous applications pending, if any, shall stand closed.

Sd/- MOHD. SANAULLAH ANSARI
ASSISTANT REGISTRAR

//TRUE COPY//

GB
SECTION OFFICER

To,

1. The XXIII Special Magistrate Hyderabad
2. The Station House Officer, Punjagutta Police Station, Hyderabad
3. Two CCs to Public Prosecutor, High Court for the State of Telangana at Hyderabad[OUT]
4. One CC to Sri Nunna Aravind Kumar, Advocate [OPUC]
5. Two CD Copies

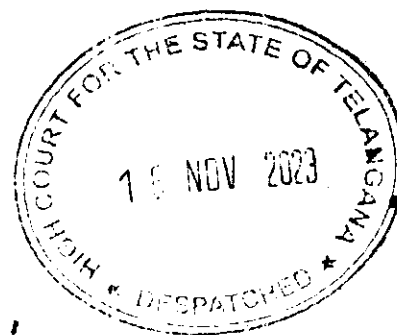
Ss/DL

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**HIGH COURT
DATED:13/10/2023**

ORDER

CRLP.No.8821 of 2018



**CRIMINAL PETITION IS DISMISSED
FOR NON-PROSECUTION**

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8/11/23