

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

**THURSDAY THE TWENTY EIGHTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY THREE**

PRESENT

THE HONOURABLE SMT JUSTICE T.MADHAVI DEVI

CRIMINAL PETITION NO: 12827 OF 2023

Between:

1. Mididoddi Sadanandam, s/o Lingaiah, aged about 71 years, occ. Retired Employee, r/o H.No. 7-6-45, Krishna Colony, Jammikunta, Karimnagar District.
2. Mididoddi Srinivas, s/o Mididoddi Sadanandam aged about 47 years, occ. Govt. Employee, r/o H.No. 7-6-45, Krishna Colony, Jammikunta, Karimnagar District.
3. Mididoddi Sridhar, s/o Mididoddi Sadanandam aged about 44 years, occ. Govt. Employee, r/o H.No. 7-6-45, Krishna Colony, Jammikunta, Karimnagar District.
4. Mididoddi Srikanth, s/o Mididoddi Sadanandam aged about 41 years, occ. Unemployed, r/o H.No. 7-6-45, Krishna Colony, Jammikunta, Karimnagar District.
5. Smt. Mididoddi Laxmi, w/o Mididoddi Sadanandam aged about 67 years, occ. Housewife, r/o H.No. 7-6-45, Krishna Colony, Jammikunta, Karimnagar District.

...PETITIONER/ACCUSED NO.1 to 5

AND

1. The State of Telangana, through S.H.O., Jammikunta Town P.S., Karimnagar District, rep. by its Public Prosecutor, High Court, Hyderabad.
2. Bodfikela Rajeshwari, w/o Sammaiah, aged Major, occ. Housewife, r/o Jammikunta Village and Mandal, Karimnagar District.

...RESPONDENTS/ RESPONDENTS

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 the F.I.R.No. 328 of 2023 on the file of Jammikunta Town Police Station, Karimnagar District, and quash the same, and go grant

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 grant stay of all further proceedings including the arrest of the petitioners in F.I.R.No.328 of 2023 on the file of Jammikunta Town Police Station, Karimnagar District, pending disposal of the Criminal Petition

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri K SANJEEVA KUMAR ,Advocate for the Petitioner and the Public Prosecutor (TG) on behalf of the Respondent No.1 and of None Appeared for the Respondent No.2

The Court made the following: ORDER

THE HON'BLE SMT. JUSTICE T. MADHAVI DEVI

CRIMINAL PETITION No.12827 of 2023

ORDER:

This Criminal Petition is filed under Section 482 of the Code of Criminal Procedure, 1973 (for short 'Cr.P.C.') by the petitioners, who are arrayed as accused Nos.1 to 5, to quash the proceedings against them in F.I.R.No.328 of 2023 on the file of the Jammikunta Town Police Station, Karimnagar District, for the alleged offences punishable under Sections 323 and 324 read with Section 34 of I.P.C.

2. Heard Mr. Kalanidhi Sanjeeva Kumar, learned counsel for the petitioners/accused Nos.1 to 5 and Sri B. Suresh Goud, learned Assistant Public Prosecutor for respondent No.1 – State.

3. Without going into the merits of the case, since the punishment prescribed for the offences alleged against the petitioners/accused Nos.1 to 5 is less than seven (07) years, this Court deems it appropriate to direct the petitioners/accused Nos.1 to 5 to appear before the Investigating Officer on or before 11.01.2024 between 02:00 p.m. and 04:00 p.m. and in turn the

Investigating Officer is directed to follow the procedure laid down under Section 41-A of Cr.P.C. and also the guidelines formulated by the Hon'ble Supreme Court of India in **Arnesh Kumar v. State of Bihar**¹ scrupulously. However, the petitioners/accused Nos.1 to 5 shall co-operate with the Investigating Officer as and when required by furnishing information and documents as sought by them in concluding the investigation. The petitioners /accused Nos.1 to 5 shall file all the documents which they ought to file to prove that it does not come under the criminal offences and the Investigating Officer shall consider the same before filing appropriate report before the learned Magistrate concerned.

4. Accordingly, the Criminal Petition is disposed of.

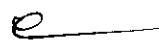
Miscellaneous applications, if any pending, shall also

stand closed.

/ (2014) 8 SCC 273

SD/-P. PADMANABHA REDDY
ASSISTANT REGISTRAR

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SECTION OFFICER

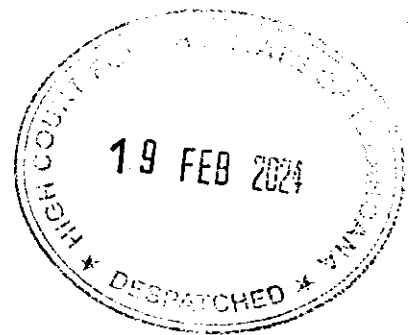
To,

1. The II Addl Judicial First Class Magistrate Huzurabad
2. The Station House Officer, Jammikunta Town Police Station, Karimnagar District
3. One CC to SRI K SANJEEVA KUMAR Advocate [OPUC]
4. Two CCs to the Public Prosecutor, High Court for the State of Telangana at Hyderabad [OUT]
5. Two CD Copies

AA 

HIGH COURT

DATED: 28/12/2023



ORDER

CRLP.No.12827 of 2023

**THE CRIMINAL PETITION
IS DISPOSED OFF**

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