

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

**WEDNESDAY, THE FIFTEENTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY THREE**

PRESENT

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION NO: 11427 OF 2022

Between:

1. Panjala Raju Goud, S/o Raja Narsaiah, Aged 40 years occ. Business, R/o . H.No. 7-71/2/2, Laxmi Prasanna Colony, Nearby Sai Baba Temple, Gajwel Town AND Mandal, Siddipet District.
2. Dakani Kumar, S/o Mallaiah, Aged 37 years, Occ . Business, R/o . H. No.3-69, Pregnapur Village, Gajwel Mandal, Siddipet District.

...PETITIONER/ACCUSED(S)

AND

1. The State of Telangana and another, Rep. by public prosecutor High court at Hyderabad.
2. Chennadi Ramu, S/o Marthanda Rao, Age . 52 years, Occ . Business, R/o . Villa No. 12, Kristin Estate, Gachi Bowli, Hyderabad

...RESPONDENT/COMPLAINANTS

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 proceedings in Charge Sheet vide C.C. No. 1144 of 2020 filed before the Honourable Additional Judicial First Class Magistrate, at Gajwel for the offences under sec. 447 and 506 IPC

I.A. NO: 1 OF 2022

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 appearance of the petitioners in C.C. No. 1144 of 2020 on the file of the Honourable Additional Judicial First Class Magistrate, at Gajwel, pending disposal of the main quash proceedings in the interest of justice.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri M.V. Hanumantha Rao, Advocate for the Petitioner and the Public Prosecutor (TG) on behalf of the Respondent No.1 and non appeared for Respondent No.2.

The Court made the following: ORDER

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION No.11427 of 2022

ORDER:

This Criminal Petition is filed under Section 482 of the Code of Criminal Procedure, 1973 (for short 'Cr.P.C.') by the petitioners/A1 and A2 to quash the proceedings against them in C.C.No.1144 of 2020 pending on the file of Additional Judicial First Class Magistrate at Gajwel, filed for the offences under Sections 447, 506 read with 34 of the Indian Penal Code.

2. Heard learned counsel for the petitioners/A1 & A2 and learned Additional Public Prosecutor for the respondent-State. Perused the record.

3. On perusal of the facts and circumstances of the case, the accused have to undergo the trial to prove their defence and the same cannot be considered and quash the proceedings.

4. Accordingly, there are no grounds and the Criminal Petition is dismissed. In the event of the petitioners/A1 & A2 filing an application under Section 205 of Cr.P.C., to be represented by a counsel, the same shall be considered by the Trial Court without hindrance to the trial.

Miscellaneous applications pending, if any, shall stand closed.

Sd.- N. CHANDRA SEKHAR RAO
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Additional Judicial First Class Magistrate, at Gajwel
2. The Station House Officer, Gajwel Police Station, Siddipet
3. One CC to Sri M. V. Hanumantha Rao, Advocate [OPUC]
4. Two CCs to Public Prosecutor, High Court for the State of Telangana (OUT)
5. Two CD Copies

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HIGH COURT

KSJ

DATED: 15/02/2023



ORDER

CRLP.No.11427 of 2022

Dismissing the Criminal Petition

3 Copies

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24/2/23