

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

MONDAY, THE SECOND DAY OF JANUARY
TWO THOUSAND AND TWENTY THREE

PRESENT

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION Nos: 11926 and 11927 OF 2022

CRL.P.No.11926 of 2022

Between:

1. L. Ramanamma, W/o. Jagapathi Aged 50 years, Occ: Housewife, R/o. H. No. 5- 56, Siddapur Village, Acchampet Mandal, Nagarkurnool Dist.
2. L. Jagapathi, S/o. Bikshapathi Aged 55 years, Occ: Agriculture R/o. H. No. 5- 56, Siddapur Village Acchampet Mandal, Nagarkurnool Dist.

...PETITIONERS/ACCUSED NO. 2 & 3

AND

1. The State of Telangana, Rep. by its Public Prosecutor, High Court for the State of Telangana At Hyderabad.
2. Smt. P. Niharika, W/o. Lokani Madhu Aged about 26 years, Occ Costume Designer R/o. H. No. 6- 102/D, Mahalakshmi Puram Near Narapally Govt. Hospital, Hyderabad - 500 088.

...RESPONDENTS/DEFACTO 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 proceedings in C.C.No. 4174 of 2022, on the file of Hon'ble III Addl. Metropolitan Magistrate, Cyberabad at L.B.Nagar, for the offences U/Sec. 498- A, 323, 506, IPC and Sec. 3 and 4 of D.P.Act, against the petitioner and pass such other order or orders as this Hon'ble Court deems fit.

I.A. NO: 2 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 in C.C.No. 4174 of 2022, on the file of Hon'ble III Addl. Metropolitan Magistrate, Cyberabad at L. B. Nagar, pending disposal of the above criminal petition and pass such other order or orders as this Hon'ble Court deems fit.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri TERA RAJINIKANTH REDDY, Advocate for the Petitioner and of the Additional Public Prosecutor (TG) on behalf of the Respondent No. 1.

CRL.P.No.11927 of 2022

Between:

Lokani Madhu, S/o.Jagapathi Aged 34 years, Occ: Asst. Executive Engineer
R/o.Flat No.301, Anantha Laxmi Nilayam Mytri Nagar, Gowtham Nagar
Gaddiannaram, Dilsukhnagar, Hyderabad.

...PETITIONER/ACCUSED No.1

AND

1. The State of Telangana, Rep. by its Public Prosecutor, High Court for the State of Telangana At Hyderabad.
2. Smt.P.Niharika, W/o.Lokani Madhu Aged about 26 years, Occ: Costume Designer R/o.H.No.6-102/D, Mahalakshmi Puram Near Narapally Govt. Hospital, Hyderabad -500 088.

...RESPONDENTS/DEFACTO 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 proceedings in C.C.No.4174 of 2022, on the file of Honourable III Addl. Metropolitan Magistrate, Cyberabad at L.B.Nagar, for the offences U/Sec.498-A, 323, 506, IPC and Sec.3 and 4 of D.P.Act, against the petitioner and pass such other order or orders as this Hon'ble Court deems fit.

I.A. NO: 2 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 in C.C.No.4174 of 2022, on the file of Honourable III Addl. Metropolitan Magistrate, Cyberabad at L.B.Nagar, pending disposal of the above criminal petition and pass such other order or orders as this Hon'ble Court deems fit.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri TERA RAJINIKANTH REDDY, Advocate for the Petitioner and of the Additional Public Prosecutor (TG) on behalf of the Respondent No 1

The Court made the following: COMMON ORDER

THE HONOURABLE SRI JUSTICE K.SURENDER**CRIMINAL PETITION Nos.11926 and 11927 OF 2022****COMMON ORDER:**

These Criminal Petitions are filed under Section 482 of the Code of Criminal Procedure, 1973 (for short 'Cr.P.C.') by the petitioners-Accused Nos.1 to 3 to quash the proceedings against them in C.C.No.4174 of 2022, pending on the file of III Additional Metropolitan Magistrate, Cyberabad at L.B.Nagar. The offences alleged against the petitioners are under Sections 498-A, 323, 506 of Indian Penal Code (for short "IPC") and Sections 3 and 4 of Dowry Prohibition Act, 1961(for short 'DP'Act).

2. Since the petitioners/accused Nos. 1 to 3 in C.C.No.4174 of 2022, both the criminal petitions are heard together are disposed of by this common order.
3. Perused the record.
4. The petitioners are questioning their implication and the charge sheet filed for the offences under Sections 498-A, 323 and 506 of IPC and Sections 3 and 4 of DP Act.
5. Learned Counsel for the petitioners submits that, in fact during the investigation there was a settlement between the parties

and 2nd respondent having taken money to settle the issues. However, the charge sheet is filed. He further submits that, now, the petitioner is not coming forward with the settlement.

6. Keeping in view that there was a settlement between the parties, both the criminal petitions are disposed off. Further, the petitioners are at liberty to move the concerned Court by filing an application under Section 239 of Cr.P.C. In the event of these petitioners filing the application, concerned Court shall disposed of the said application within a period of four weeks on the ground of the settlement or on facts.

Miscellaneous applications pending, if any, shall stand closed.

//TRUE COPY//

Sd/- T. JAYASREE
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The Hon'ble III Additional Metropolitan Magistrate, Cyberabad at L.B.Nagar, Hyderabad
2. The Station House Officer, WPS, Saroornagar
3. Two CCs to the Public Prosecutor, High Court for the State of Telangana at Hyderabad.(OUT)
4. One CC to Sri TERA RAJINIKANTH REDDY, Advocate [OPUC]
5. Two CD Copies.

Njb



HIGH COURT

KS,J

DATED:02/01/2023

COMMON ORDER

CRLP.Nos.11926 & 11927of 2022



BOTH ARE DISPOSED OF.

J
FLMA
24/1/2023