IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

MONDAY, THE NINETEENTH DAY OF FEBRUARY TWO THOUSAND AND TWENTY FOUR

PRESENT

THE HONOURABLE SMT JUSTICE K. SUJANA

CRIMINAL PETITION NO: 1920 OF 2024

Between:

Vardhineni Thirupathi Rao, S/o. Bheem Rao, Occ Business, R/o. H. No. 9-1-142/2, Bhagath Nagar, Karimnagar Proper and District.

...Petitioner/Accused

AND

1. The State of Telangana, Through S. H. O. P. S. Karimnagar I Town, Karimnagar District, represented by Public Prosecutor, High Court at Hyderabad.

...Respondent

2. Daram Vikram, S/o. Vinodh, Occ Business, R/o. H. No. 2- 10- 310/2, Jyothingar, Karimnagar, Cell No. 9866022215.

...Respondent/De-facto 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 F. I. R. No. 83 2024, of P. S. Karimnagar I Town, Karimnagar District;

I.A. NO: 2 OF 2024

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 of all further proceedings including arrest of the petitioner/Accused in F. I. R. No. 83 of 2024, of P. S. Karimnagar I Town, Karimnagar District

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri K VENUMADHAV, Advocate for the Petitioner, Sri S. GANESH, Assistant Public Prosecutor, on behalf of the Respondent No.1 and None appeared for the Respondent No.2

The Court made the following: ORDER

THE HON'BLE SMT. JUSTICE K.SUJANA

CRIMINAL PETITION No.1920 of 2024

ORDER:

This Criminal Petition is filed under Section 482 of the Code of Criminal Procedure, 1973 (for short 'Cr.P.C.') by the petitioner, who is arrayed as accused in FIR, seeking to quash the proceedings against him in Crime No.83 of 2024 on the file of P.S. Karimnagar I Town, Karimnagar District, registered for the alleged offences punishable under Sections 406, 420 and 506 of the Indian Penal Code.

2. Heard Sri K.Venu Madhav, learned counsel for the petitioner and Sri S.Ganesh, 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 petitioner is less than seven (07) years, this Court deems it appropriate to direct the petitioner to appear before the Investigating Officer on or before 26.02.2024 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 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 petitioner shall co-operate with the Investigating Officer as and when required by furnishing information and the petitioner shall produce all relevant documents/material required for the purpose of the investigation and the Investigating Officer shall consider the same before filing appropriate report before the learned Magistrate concerned. Till the investigation is completed, no coercive steps shall be taken against the petitioner.

4. Accordingly, the Criminal Petition is disposed of.

Miscellaneous applications, if any pending, shall also stand closed.

[1](2014) 8 SCC 273.

Sd/-C.Praveen Kumar
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The II Additional Judicial Magistrate of First Class at Karimnagar.
2. The Station House Officer, Karimnagar I Town, Police Station, Karimnagar.
3. Two CCs to PUBLIC PROSECUTOR, High Court for the State of Telangana, Hyderabad.[OUT]
4. One CC to SRI. K VENUMADHAV Advocate [OPUC]
5. Two CD Copies

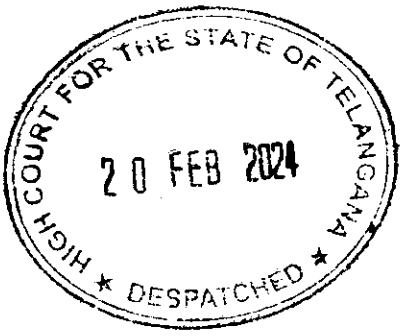
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HIGH COURT

DATED:19/02/2024

ORDER

CRLP.No.1920 of 2024



DISPOSING
CRIMINAL PETITION