

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

**TUESDAY THE TWENTY SEVENTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY FOUR**

PRESENT

THE HONOURABLE SMT JUSTICE K. SUJANA

CRIMINAL PETITION NO: 2312 OF 2024

Between:

Gali Anil Kumar, S/o. G. Shanker, aged 50 years, Occ. Business, B/o. H No. 3-61, Ameenpur Village and Mandal Sanga Reddy District

...PETITIONER/ACCUSED

AND

1. The State of Telangana, Through SHO, Ameenpur PS, Sangareddy District Rep by its Public Prosecutor, High Court at Hyderabad for the State of Telangana. **...RESPONDENT/RESPONDENT**
2. Mrs. S. Gouri Vitsala, Working as Tahsildar, Tahasildar Office, Beeramguda, Ameenpur Sangareddy District

...RESPONDENT/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 Crime No. 441 of 2023 on the file of court of the SHO, PS Ameenpur, Sangareddy District against the petitioner/ accused.

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 all further proceedings in Crime No. 441 of 2023 on the file of court of the SHO, PS Ameenpur, Sangareddy District including the arrest of the petitioner/ accused, pending disposal of the above criminal petition.

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

The Court made the following:

THE HONOURABLE SMT. JUSTICE K. SUJANA

CRIMINAL PETITION No.2312 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.441 of 2023 on the file of Ameenpur Police Station, Sangareddy District, registered for the alleged offences punishable under Sections 447, 427 of IPC and Section 3 of PDPPA.

2. Heard Sri K.S.Suneel, 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 05.03.2024 between 11:00 a.m. and 05:00 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.

4. Accordingly, the Criminal Petition is disposed of.

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

SD/- C. PRAVEEN KUMAR
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

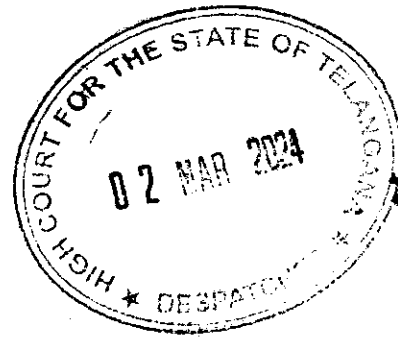
1. The Judicial First Class Magistrate Court at Sangareddy.
2. The Station House Officer, Ameenpur Police Station, Sangareddy.
3. Two CCs to Public Prosecutor, High Court for the State of Telangana at Hyderabad. (OUT)
4. One CC to Sri. Chandrasen Law Offices, Advocate [OPUC]
5. Two CD Copies

DL/JAK

¹ (2014) 8 SCC 273

HIGH COURT

DATED:27/02/2024



ORDER

CRLP.No.2312 of 2024

CRIMINAL PETITION IS DISPOSED OF

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MBC
02/03