

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

THURSDAY, THE TWENTY NINTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY FOUR

PRESENT

THE HONOURABLE SMT JUSTICE K. SUJANA

CRIMINAL PETITION NO: 2363 OF 2024

Between:

1. Nelli Krishna, S/o. Sammaiah, Age: 32 years, Occ: Business, R/o. H.No.6-88/31/1, Jagirpalli village, V. Saidapur Mandal, Karimnagar District, Telangana.
2. Nelli Sammiah, S/o. Rajaiah, Age: 55 years, Occ: Agriculture, R/o. H.No.6-88/31/1, Jagirpalli village, V. Saidapur Mandal, Karimnagar District, Telangana.
3. Nelli Kalavathi, W/o. Sammaiah, Age: 50 years, Occ: Housewife, R/o. H.No.6-88/31/1, Jagirpalli village, V.Saidapur Mandal, Karimnagar District, Telangana.
4. Shailaja, W/o. Rajesh, Age: 34 years, Occ: Tailoring, R/o. Ankushapur of Tekumatla Mandal, Jayashanker Bhupalapalli District.

...Petitioner/Accused Nos.1 to 4

AND

1. The State of Telangana, Represented by its Public Prosecutor, High Court Buildings, Hyderabad.
2. Thalari Yadalaxmi, S/o Srinivas, Age: 40 years, Occ: Housewife, R/o. Jagirpally Village, V.Saidapur Mandal, Karimnagar District, Telangana.

...Respondents/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 Criminal Proceedings against Petitioners/Accused Nos. 1 to 4 herein in Crime No.18 of 2024, Dated. 09-02-2024, of PS Saidapur Town, Karimnagar District. registered under 498-A, 294-B, 352, 324, R/W 34 IPC, 3(1) (r) (s) SC ST (POA) Act, 2015.

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 including the arrest of the Petitioners/Accused Nos. 1 to 4 in Crime No. 18 of 2024, Dated. 09-02-2024, of PS Saidapur Town, Karimnagar District. registered under 498-A, 294-B, 352, 324, R/W 34 IPC, 3(1) (r) (s) SC ST (POA) ACT 2015 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 Smt. Mukkera Sahithi Sri Kavya, Advocate for the Petitioner and Sri. S. Ganesh, Assistant Public Prosecutor on behalf of the Respondent No.1 and for the Respondent No.2 None Appeared.

The Court made the following: ORDER

THE HONOURABLE SMT. JUSTICE K. SUJANA

CRIMINAL PETITION No.2363 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 petitioners, who are arrayed as accused Nos.1 to 4 in FIR, seeking to quash the proceedings against them in Crime No.18 of 2024 on the file of Saidapur Town Police Station, Karimnagar, registered for the alleged offences punishable under Sections 498-A, 294-B, 352, 324 read with 34 of IPC and Section 3(1)(r)(s) of SC/ST (POA) Act.

2. Heard Sri Sahithi Sri Kavya, learned counsel for the petitioners 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 petitioners is less than seven (07) years, this Court deems it appropriate to direct the petitioners to appear before the Investigating Officer on or before 06.03.2024 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 petitioners shall co-operate with the Investigating Officer as and when required by furnishing information and the petitioners 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.

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Sd/- T. JAYASREE
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The Station House Officer, Saidapur Police Station, Karimnagar
2. One CC to Smt. Mukkera Sahithi Sri Kavya Advocate [OPUC]
3. Two CCs to Public Prosecutor, High Court for the State of Telangana at Hyderabad[OUT].
4. Two CD Copies

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¹ (2014) 8 SCC 273

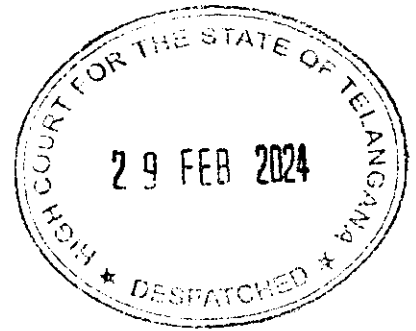
HIGH COURT

SKS,J

DATED:29/02/2024

ORDER

CRLP.No.2363 of 2024



**DISPOSING OF THE
CRIMINAL PETITION.**

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