

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

**TUESDAY, THE SECOND DAY OF APRIL
TWO THOUSAND AND TWENTY FOUR**

PRESENT

THE HONOURABLE SMT JUSTICE K. SUJANA

CRIMINAL PETITION NO: 3600 OF 2024

Between:

1. Gurram Renuka, W/o Ravi Kumar Aged about 22 Year, Caste. Mudiraj (BC) Occ. House wife, R/o Juwigdem Village of Gurrampode Mandal, Nalogonda District
2. Pittala Chinna Mallaiah, S/o Laxmaiah Aged about 42 Year, Caste. Mudiraj (Bc) Occ. Agriculture R/o Pogakuaarigudem Village of P.A Pally Mandal Nalgonda District
3. Pittala Saidamma, W/o Chinna Mallaiah Aged about 38 Year, Caste. Mudiraj (Bc) Occ. Agriculture R/o Pogakuaarigudem Village of P.A Pally Mandal Nalgonda District
4. Pittala Malleshwari, D/o Chinna Mallaiah Aged about 17 Year, Caste. Mudiraj (Bc), Occ. Inter 2nd Year Student, R/o Pogakuaarigudem Village of P.A Pally Mandal Nalgonda District

...Petitioner/Accused No.2 to 5

AND

1. The state of Telangana, Represented by Public Prosecutor High court Hyderabad
2. G. Swathi, D/o Veeraiah Aged about 21 Years Occ. Student R/o. VT Colony, Nalgonda Nalgonda District

...Respondent No.1 and 2

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. 77 of 2024, Registered with station House officer of P.S Nalgonda- II Town, Nalgonda District arising from the information of respondent No.2, for the offences, Punishable Under Head of 417, 420, 376 (2)(n), 504, 109 of I.P.C and section 3(2)(v), 3(1) of SC/ STs (POA) Amendment 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 the Proceedings in Crime No. F.I.R No. 77 of 2024,(including the arrest of Petitioner/ accused No.2 to 5) Registered with station House officer of P.S Nalgonda- II Town, Nalgonda District arising from the information of respondent No.2, for the offences, Punishable Under Head of 417, 420, 376 (2)(n), 504, 109 of I.P.O and section 3(2)(v), 3(1) @ of SC/ STs (POA) Amendment act, 2015.

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

The Court made the following: ORDER

THE HONOURABLE SMT. JUSTICE K. SUJANA

CRIMINAL PETITION No.3600 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.2 to 5, seeking to quash the proceedings against them in Crime No.77 of 2024 on the file of Nalgonda II Town Police Station, Nalgonda District, registered for the alleged offences punishable under Sections 417,420, 376(2)(n), 506, 109 of IPC and Section 3(2)(v) of SC/ST (POA) Act.

2. Heard Sri M. Ratan Singh, learned counsel for the petitioners and Sri S. Ganesh, learned Assistant Public Prosecutor for respondent No.1 – State.

3. As seen from the record, the alleged offence under Section 376(2)(n) of IPC is only against accused No.1. Hence, this Court deems it appropriate to direct the petitioners to appear before the Investigating Officer on or before 08.04.2024 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. Further, if the petitioners are not cooperating with the investigation, the Investigating Officer is at liberty to take action in accordance with the law.

4. Accordingly, the Criminal Petition is disposed of.

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

SD/- V.KAVITHA
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Special Judicial First Class Magistrate (For Proh. & Excise Offences) at Nalgonda.
2. The Station House Officer, Nalgonda II Town Police Station, Nalgonda.
3. One CC to Sri M Rathana Singh, Advocate [OPUC]
4. Two CCs to the Public Prosecutor, High Court for the State of Telangana at Hyderabad [OUT]
5. Two CD Copies

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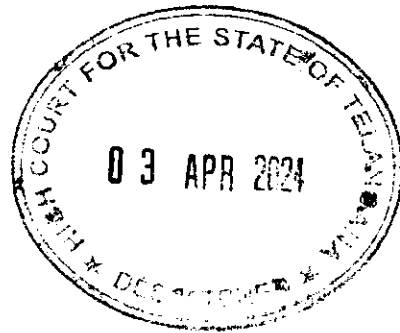
¹ (2014) 8 SCC 273

HIGH COURT

DATED: 02/04/2024

ORDER

CRLP.No.3600 of 2024



DISPOSING THE CRIMINAL PETITION

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