

HIGH COURT FOR THE STATE OF TELANGANA

**THURSDAY, THE TWENTY SECOND DAY OF FEBRUARY
TWO THOUSAND AND TWENTY FOUR**

PRESENT

THE HONOURABLE SMT JUSTICE K. SUJANA

CRIMINAL PETITION NO: 4438 OF 2023

Between:

1. L. Chaitanya Kumar, S/o L Janardhana Rao, Aged . 44 Years, Occ.Business, Flat No. 817, B-Block, 8th Floor, Niharika Exotica, Lanco Hills Road, Near Delhi Public School, Puppalguda, R.R District, Hyderabad - 500 089
2. Vikas Madhan Mohan Panjabi, S/o Madhanmohan Dasram Panjabi, Aged. 43 years, Occ. Business, R/o No.2, Goyal Park Row House, Judge Bungalow Road, Bodakdev, Opp. Goyal Plaza, Bodakdev, Ambavadi Vistar, Ahmedabad, Gujarat - 380 015.

...PETITIONERS/ACCUSED

AND

1. The State of Telangana, Rep.by State Public Prosecutor, High Court Buildings, High Court, Hyderabad. Through S.H.O, Raidurgam P.S, Cyberabad Commissionarate.
2. Sri. G.T.H Dinesh, S/o. G.V Kameshwar Pao, Aged about . 40 years, Occ. Business, R/o. 14 Lanco Hills, Manikonda, Gandipet (M), R.R District.

...RESPONDENTS

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 FIR No.286 of 2023 of Raidurgam P.S, Cyberabad registered U/sec.406 & 420 of IPC

I.A. NO: 2 OF 2023

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 FIR No. 286 of 2023 of Raidurgam P.S, Cyberabad registered U/sec. 406 & 420 of IPC during the pendency of the criminal petition before this Hon'ble Court

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri B CHINNAPA REDDY ,Advocate for the Petitioners and the Assistant Public Prosecutor on behalf of the Respondent No.1 and of Sri U.Venkata Mayur Advocate for the Respondent No.2

The Court made the following: ORDER

THE HONOURABLE SMT. JUSTICE K.SUJANA

CRIMINAL PETITION No.4438 of 2023

ORDER:

1. The present Criminal Petition is filed seeking the Court to quash the proceedings pending against the petitioners/A1 and A2 in FIR No.286 of 2023 on the file of Police Station Raidurgam, Cyberabad registered for the offences under Sections 406 and 420 of Indian Penal Code.
2. Heard Sri B.Chinnappa Reddy, learned counsel for the petitioners, Sri S.Ganesh, learned Assistant Public Prosecutor for respondent No.1-State and Sri V.Venkata Mayur for respondent No.2. Perused the record.
3. Learned Assistant Public Prosecutor submits that the investigation in Cr.No.286 of 2023 of Raidurgam police station is completed and charge sheet is filed and a case is registered vide C.C.No.1228 of 2023 and hence, the cause does not survive and therefore, the Criminal Petition has become infructuous.
4. In the light of the said submission, the Criminal Petition is dismissed as infructuous. However, liberty is granted to the petitioner to move a fresh petition in case the cause survives.

5. As a sequel, miscellaneous petitions pending, if any, shall stand closed.

//TRUE COPY//

Sd/- C.PRAVEEN KUMAR
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The XIII-Addl. Metropolitan Magistrate, Cyberabad at Rajendranagar
2. The S.H.O. Police Station Rayadurgam, Cyberabad Dist.
3. Two CCs to the Public Prosecutor, High Court Buildings, Hyderabad (OUT)
4. One CC to SRI. B CHINNAPA REDDY Advocate [OPUC]
5. One CC to SRI. U.Venkata Mayur, Advocate [OPUC]

6. Two CD Copies

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HIGH COURT

DATED:22/02/2024

ORDER

CRLP.No.4438 of 2023



CRIMINAL PETITION IS DISMISSED AS INFRUCTUOUS

(9) VLV
15/3/24