

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

**TUESDAY, THE ELEVENTH DAY OF JUNE  
TWO THOUSAND AND TWENTY FOUR**

**PRESENT**

**THE HONOURABLE SMT JUSTICE K. SUJANA**

**CRIMINAL PETITION NO: 6109 OF 2024**

**Between:**

Saraju Laxmaiah, S/o. Sathaiah, aged 35 years, Occ: Business R/o. H No. 108/8,  
Near Check Post, Prashanth Nagar Yadagirigutta Town and Mandal, Bhongir  
District.

**...PETITIONER/ACCUSED**

**AND**

1. State of Telangana, Rep. by its Public Prosecutor High Court at Hyderabad  
for the State of Telagnana
2. Mukkerla Komaraiah, S/o. Late Mallaiah Aged 50 years, Occ: Business, R/o.  
H No. 1-72/2, Near Gundlapally Village, Yadagirigutta Mandal Yadadri  
Bhongir District

**...RESPONDENT/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 Order dated 20.05.2024 passed in Crl MP No. 238 of 2024 in Crl Appeal No. 17 of 2024 on the file of court of the Principal District and Sessions Judge at Bhongir to the extent of deposit of 20 % of the compensation amount on or before 21.06.2024.

**I.A. NO: 1 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 Suspend to deposit of 20% of the compensation amount on or before 21.06.2024 passed in the Order dated 20.05.2024 passed in Crl MP No. 238 of 2024 in Crl Appeal No. 17 of 2024 on the file of court of the Principal District and Sessions Judge at Bhongir, pending disposal of main Crl.Petition.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri BONU RAMA SHANKARA RAO, Advocate for the Petitioner and the Public Prosecutor for the State of Telangana 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.6109 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/sole accused to quash the order dated 20.05.2024 passed in CrI.M.P.No.238 of 2024 in CrI.A.No.17 of 2024 by the learned Principal District and Sessions Judge, Bhongir. By the impugned order, the petition filed by the petitioners under Section 389 of Cr.P.C, was allowed directing the petitioner to deposit 20% of the compensation amount on or before 21.06.2024.

2. Heard Sri Bonu Rama Shankara Rao, learned counsel for the petitioner and Sri S. Ganesh, learned Assistant Public Prosecutor for respondent No.1 – State.

3. Learned counsel for the petitioner submitted that it is the fit case to acquittal, whereas the trial Court convicted the petitioner, as such, prayed the Court to reduce the compensation amount. In this regard, he placed reliance on the judgment of them Hon'ble Apex Court in "**Jambu Bandari**

**vs. Madhya Pradesh State Industrial Development Corporation Limited<sup>1</sup>** and prayed to allow the petition.

4. Considering the submissions made by the learned counsel for the petitioner and the facts and circumstances of the case, this Court is inclined to reduce the compensation amount from 20% to 10% to be deposited by the petitioners.

5. Accordingly, the Criminal Petition is disposed of directing the petitioners to pay 10% of the compensation amount on or before 10.07.2021.

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

Sd/- P.CH. NAGABHUSHAMBA  
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To

1. The Principal District and Sessions Judge at Bhongir
2. Two CCs to the Public Prosecutor, High Court for the State of Telangana at Hyderabad (OUT)
3. One CC to SRI. BONU RAMA SHANKARA RAO, Advocate [OPUC]
4. Two CD Copies

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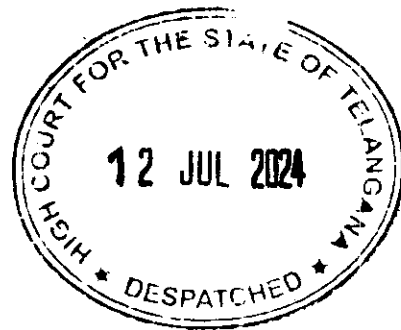
<sup>1</sup> CrL.A.No.2741 of 2023 dated 04.09.2023

**HIGH COURT**

**DATED: 11/06/2024**

**ORDER**

**CRLP.No.6109 of 2024**



**DISPOSING OF THE CRL.PETITION**

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