

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

**THURSDAY ,THE FOURTH DAY OF APRIL
TWO THOUSAND AND TWENTY FOUR**

PRESENT

THE HONOURABLE SMT JUSTICE K. SUJANA

CRIMINAL PETITION NO: 9054 OF 2023

Between:

Sri Shankaraiah, S/o. Late Lingamaiah, Aged about 63 years, Occ Retd. Assistant at High Court at Hyderabad, R/o H.No.1-1-347/941,Mohan Nagar Janapriya Qtrs Saroornagar Ranga Reddy 500035

...Petitioner/Accused No.6.

AND

1. The State of Telangana, Rep. by the Public Prosecutor, High Court of Judicature of Telangana, At Hyderabad.
2. Sri Gurajala Srinivasa Rao, S/o G. Sita Rama Rao, Aged about 54 years, Occ. Addl, Registrar, R/o H.No.1-1-783, Near Canera Bank, Gandhi Nagar, Hyderabad.

...RESPONDENT/COMPLAINANTS

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 toto quash the proceedings in C.C. No.110 of 2018 on the file of XII Additional Chief Metropolitan Magistrate, At Nampally, Hyderabad.

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 and further proceedings in C.C. No.110 of 2018 on the file of XII Additional Chief Metropolitan Magistrate, At Nampally, Hyderabad including appearance of the Petitioner/Accused No.6, Pending disposal of the Criminal Petition.

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 extend the interim order granted earlier on 27/12/2023 in CrI.P.No. 9054 of 2023 or alternatively dispose the CrI.P.No. 9054 of 2023 covered by the judgment dated 16/10/2023 passed by the Honourable High Court in CrI,P.No. 7157 of 2023 and CrI.P.No. 7372 of 2023, 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 Godugu Narender, Advocate for the Petitioner and Sri S. Ganesh, the Assistant Public Prosecutor on behalf of the Respondent No.1 and the Respondent not appearing either in person or by Advocate.

The Court made the following ORDER:

THE HONOURABLE SMT. JUSTICE K. SUJANA

CRIMINAL PETITION No.9054 OF 2023

ORDER:

This Criminal Petition is filed under 482 of Code of Criminal Procedure, 1973 (for short 'Cr.P.C') to quash the proceedings against the petitioner/accused No.6 in C.C.No.110 of 2018 on the file of the learned XII Additional Chief Metropolitan Magistrate, Nampally, Hyderabad, registered for the offences punishable under Sections 406, 420, 120 (b) and 34 of the Indian Penal Code, 1860 (for short 'IPC'), Section 38 (2)(3)(4) of the Andhra Pradesh Mutually Aided Cooperative Societies Act, 1994.

2. Heard Sri Godugu Narender, learned counsel appearing on behalf of the petitioner as well as Sri S. Ganesh, learned Assistant Public Prosecutor appearing on behalf of respondent No.1-State. Perused the record.

3. Learned counsel for the petitioner submitted that the matter is squarely covered by the order dated 25.02.2019 in Criminal Petition No.400 of 2019 and enclosed a copy of the said order.

4. Learned Assistant Public Prosecutor also submitted that the issue in the present criminal petition is covered by the earlier order in the above criminal petition.

5. In view of the said representation and as the matter is squarely covered by the order in the above criminal petition, this criminal petition is allowed in terms of the above said order, adopting the reasoning contained therein. The proceedings against the petitioner/accused No.6 in C.C.No.110 of 2018 on the file of the XII Additional Chief Metropolitan Magistrate, Nampally, Hyderabad are hereby quashed.

Pending miscellaneous petitions, if any, in this Criminal Petition shall also stand closed.

//TRUE COPY//

Sd/- MOHD.ISMAIL
ASSISTANT REGISTRAR
SECTION OFFICER

To,

1. The XII Additional Chief Metropolitan Magistrate, Namapally, Hyderabad.
2. Two CCs to Public Prosecutor, High Court of Telangana, [OUT]
3. The Station House Officer, Police Station CCS,DD, Hyderabad.
4. One CC to Sri Godugu Narender, Advocate [OPUC]
5. Two CD Copies.

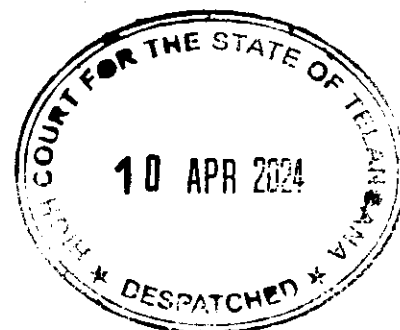
Jgk/gh

HIGH COURT

DATED:04/04/2024

ORDER

CRLP.No.9054 of 2023



ALLOWING THE CRIMINAL PETITION

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