

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

**TUESDAY, THE NINTH DAY OF JANUARY
TWO THOUSAND AND TWENTY FOUR**

PRESENT

THE HONOURABLE SRI JUSTICE E.V. VENUGOPAL

CRIMINAL REVISION CASE NO: 208 OF 2024

Criminal Revision Case filed under Section 397 R/w 401 of CrPC against the order dated 05-06-2015 in CrI.MP.No. 4380 of 2013 in CC.No. 973 of 2012 on the file of the Court of the II Additional Chief Metropolitan Magistrate, Hyderabad.

Between:

Sunil Soni, S/o. Shiva Kumar Soni, Aged 51 Years, Occ: Business, Balaji Gas Appliances, 5-1-633/1, Troop Bazar, Koti, Hyderabad

...PETITIONER/COMPLAINANT

AND

1. Smt. M. Laxmi, W/o. M Viswanatha Rao, Aged about 44 years, Occ Housewife, Flat No. 302, Sarvadari Residency, Kushaiguda, Hyderabad -62.
2. M. Narendranath Rao, S/o. M Viswanatha Rao, Aged about 21 years, Occ Student Flat No. 302, Sarvadari Residency, Kushaiguda, Hyderabad -62.
3. M Mahesh Rao, S/o. M Viswanatha Rao, Aged about 23 years, Occ Pvt Employee, Flat No. 302, Sarvadari Residency, Kushaiguda, Hyderabad -62.

**...RESPONDENTS/
PETITIONERS/ACCUDSE No. 3 to 5**

4. The State of Telangana, Rep by its Public Prosecutor, High Court Bldgs, Hyderabad.

**...RESPONDENT
RESPONDENT (PROSECUTION)**

Counsel for the Petitioner: SRI. KIRAN PALAKURTHI (NOT PRESENT)

**Counsel for the Respondents 1 to 3: SRI. KAMARAJUGADDA SRINIVASA RAO
(NOT PRESENT)**

**Counsel for the Respondent No. 4: SRI. VIZARATH ALI
PUBLIC PROSECUTOR**

The Court made the following: ORDER

THE HONOURABLE SRI JUSTICE E. V. VENUGOPAL**CRIMINAL REVISION CASE No.208 OF 2024****ORDER:**

The present Criminal Revision Case is filed seeking to set aside the order dated 05.06.2015 in CrI.M.P.No.4380 of 2013 in C.C.No.973 of 2012 on the file of the II Additional Chief Metropolitan Magistrate, Hyderabad (for short 'the trial Court').

2. No representation on both sides. Heard Mr. Vizarath Ali, learned Assistant Public Prosecutor appearing for respondent No.4/State.

3. Brief facts of the case are that the trial Court vide order dated 05.06.2015 in CrI.M.P.No.4380 of 2013 in C.C.No.973 of 2012 discharged the respondent Nos.1 to 3/accused Nos.3 to 5 herein for the offences punishable under Sections 420, 408, 477A read with 34 IPC. Assailing the same, the present Revision.

4. Learned Assistant Public Prosecutor contended that this Court vide order dated 27.04.2022 in CrI.R.C (SR) No.3198 of 2022 held that as against an interlocutory order, a Revision under Section 397 of Criminal Procedure Code is not maintainable. Therefore, seeks to dismiss the Revision.

5. In view of the above, this Court is not inclined to entertain the Criminal Revision Case at this stage, as the proceedings hereunder are covered by the order dated 27.04.2022 in CrI.R.C (SR) No.3198 of 2022 passed by this Court.

6. Accordingly, the Criminal Revision Case is dismissed. The petitioner is at liberty to work out the remedies available under law.

Miscellaneous Petitions, pending if any, shall stand closed.

//TRUE COPY//

Sd/- T.SRINIVAS
DEPUTY REGISTRAR
SECTION OFFICER

To,

1. The II Additional Chief Metropolitan Magistrate, Hyderabad.
2. Two CCs to the Public Prosecutor, High Court for the State of Telangana at Hyderabad. [OUT]
3. One CC to SRI. KIRAN PALAKURTHI, Advocate [OPUC]
4. One CC to SRI. KAMARAJUGADDA SRINIVASA RAO, Advocate [OPUC]
5. Two CD Copies

VH/gh

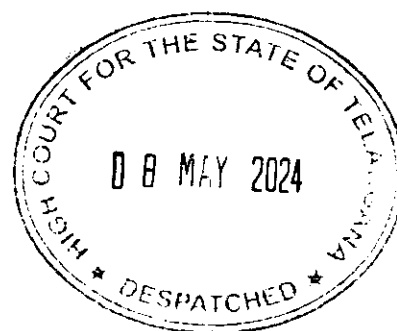


HIGH COURT

DATED: 09/01/2024

ORDER

CRLRC.No.208 of 2024



DISMISSING THE CRL.R.C

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~~REMA~~
~~10/24/4/2024~~