

HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

WEDNESDAY ,THE SECOND DAY OF APRIL
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION NO: 4451 OF 2025

Between:

Mohd Sohail Khan @Yafai, S/o. Mohd Khan Age-22 years, Occ- Employee in Fresh Chicken, near Umar Farooq Masjid, Tadbund, R/o. H. No. 19-2-93/1, Tadbund, Kalapathar, Hyderabad

...PETITIONER/ACCUSED

AND

1. The State of Telangana, State, Represented by P.P of High Court of TS, Hyderabad.
2. Maleka Begum, W/o. Mohd Ahmed, Aged 42 years, R/o. H.No.19-2-118/22, Mecca colony, Kalapathar, Hyderabad.

...RESPONDENT/COMPLAINANTS

Petition under Section 528 of BNSS praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court may be pleased to quash the proceedings of Petitioners/accused No.4 in SC. No. 631 of 2022 on the file of the IV Additional Judicial Sessions Judge, Hyderabad.

I.A. NO: 1 OF 2025

Petition under Section 528 of BNSS 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 SC. No. 631 OF 2022 in the file of the IV Additional Judicial Sessions Judge, Hyderabad pending disposal of the main case.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri K MURALIDHAR, Advocate for the Petitioner and Sri M.Vivekananda Reddy, the Assistant 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 SRI JUSTICE K.SURENDER

CRIMINAL PETITION No.4451 OF 2025

O R D E R:

This Criminal Petition is filed by the petitioner /Accused No.4, seeking to quash the proceedings against him in S.C.No.631 of 2022, pending on the file of IV Additional Judicial Sessions Judge, Nampally, Hyderabad.

2. Heard learned counsel for the petitioner/Accused No.4 and Sri M.Vivekananda Reddy, learned Assistant Public Prosecutor for the respondent – State. Perused the record.

3. After arguing for some time, learned counsel for the petitioner confines his prayer to dispense with the personal appearance of petitioner herein.

4. Considering the submission of learned counsel for the petitioner, the attendance of petitioner herein is dispensed with, subject to the following conditions:

i) Petitioner herein shall always be represented by his counsel on record.

ii) He shall file an affidavit stating that in his absence, the proceedings conducted by his counsel will not be disputed by him in any manner, and he shall not dispute his identity also.

iii) He shall appear before the learned Magistrate as and when his presence is required. In the event of the petitioner's failure to appear when the Court directs, this order dispensing with his attendance shall stand cancelled.

5. Accordingly, the Criminal Petition is disposed off. Miscellaneous applications pending, if any, shall stand closed.

//TRUE COPY//

SD/- MOHD. ISMAIL
DEPUTY REGISTRAR

SECTION OFFICER

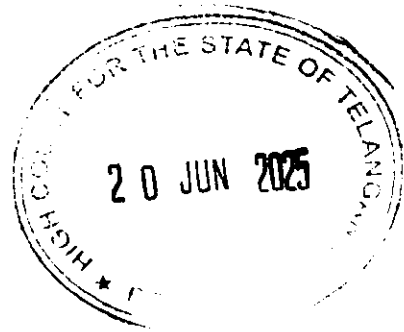
To,

1. The IV Additional Judicial Sessions Judge, Hyderabad
2. The Special Judicial First Class Magistrate for Excise Cases at Nampally
3. The Station House Officer, Police Station, Kalapathar, Hyderabad
4. Two CCs to the PUBLIC PROSECUTOR, High Court at Hyderabad. (OUT)
5. One CC to SRI K MURALIDHAR, Advocate [OPUC]
6. Two CD Copies

Tpk/gh

HIGH COURT

DATED:02/04/2025



ORDER

CRLP.No.4451 of 2025

CRIMINAL PETITION IS DISPOSED OF

*(9) m.f.
3/6/25*