

HIGH COURT FOR THE STATE OF TELANGANA

**MONDAY, THE SEVENTH DAY OF APRIL
TWO THOUSAND AND TWENTY FIVE**

PRESENT

**THE HONOURABLE SRI JUSTICE K.SURENDER
CRIMINAL PETITION NO: 13577 OF 2024**

Between:

1. Mustigolla Rajasekhar @ Raju, S/o Musti Ramulu, Aged about.38 Years, Occ.Itachi Operator, R/o Anathapuram village, Gadwal, Jogulamba Gadwal Dist, Telangana
2. Mustigolla Subhadra, W/o Mustigolla Rajasekhar, Aged about.30 Years, Occ.House wife, R/o Anathapuram village, Gadwal, Jogulamba Gadwal Dist, Telangana

...PETITIONER/ACCUSED NO. 1 & 2

AND

1. The State of Telangana, Through SHO, Gadwal Rural, Police Station, Rep. by Public Prosecutor, High Court for the State of Telangana, Hyderabad.
2. Sri.Burram Jayamma, w/o Late Gopal, Age.- 45 years, Caste.- Mustigolla, Occ.- Labour, R/o Dasaripally village of Chinna Chinthakunta village of Mahabubnagar District.

...RESPONDENTS /COMPLAINANT

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 against the Petitioner/ Accused No.1 and 2 in S.C. No. 6 of 2024, on the file of the Court of the Principle District and Sessions Judge at Gadwal, in the interest of Justice.

I.A. NO: 2 OF 2024

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 S.C. No. 6 of 2024 on the file of the Court of the Pri District and Sessions Judge at Gadwal including the appearance of the petitioners/Accused No-1 and 2 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 Poojari Srilekha, Advocate for the Petitioners and Sri M.Vivekananda Reddy, Assistant Public Prosecutor, High Court for the State of Telangana, Hyderabad on behalf of the State/ Respondent No.1.

The Court made the following: ORDER:

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION No.13577 OF 2024

O R D E R:

This Criminal Petition is filed by the petitioners /Accused Nos.1 & 2, seeking to quash the proceedings against them in S.C.No.6 of 2024, pending on the file of Principal District and Sessions Judge.

2. Heard learned counsel for the petitioners/Accused Nos.1 & 2 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 No.2/A-2 herein.

4. Considering the submission of learned counsel for the petitioners, the attendance of petitioner No.2/A-2 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 Principal District and Sessions Judge, Gadwal.
2. The Station House Officer, Gadwal Rural, Police Station, Gadwal.
3. One CC to Ms. Poojari Srilekha, Advocate [OPUC]
4. One CC to Sri R. Santosh Kumar Reddy, Advocate [OPUC]
5. One CC to the Public Prosecutor, Advocate [OUT]
6. Two CD Copies.

PSK/gh

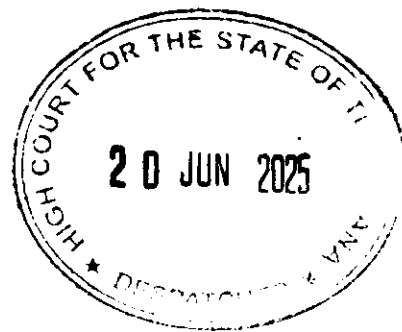
PA

HIGH Court

DATED:07/04/2025

ORDER

CRLP.No.13577 of 2024



DISPOSED OF THE CRIMINAL PETITION

⑧ *PA*
3/6/28