IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

THURSDAY,THE ELEVENTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE J SREENIVAS RAO

CRIMINAL PETITION NO: 16517 OF 2025

Between:

Sangiseti Srinivasulu, S/o. Janaiah, aged about 59 years, Occ. Business, M/s. Garudardri Enterprises Business, R/o. H.No.9-135, Seetharampouram, Miryalaguda, Nalgonda.

...PETITIONER/ACCUSED

AND

1. The State of Telangana, Represented through Public Prosecutor, High Court of Telangana, Hyderabad.
2. Md AktharPasha, S/o. Md. Yakoob Ali, Aged about 33 years, Occ. Proprietor, Madeena Enter Prixes, M.G. Road, Kothagudem R/o. H.No. 5-9-62, Coolie Line, Kothagudem.

...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 impugned proceedings in C.C.No. 1311 of 2020 on the file of Honble III Additional Judicial Magistrate of First Class, Kothagudem, against the Petitioner/ Accused, in the interest of justice and pass

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 grant interim orders suspending the docket order dated 31-07-2025, issuing the NBW in C.C.No. 1311 of 2020 on the file of Honble III Addl. Judicial Magistrate of First Class, Kothagudem, against the Petitioner/ Accused.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri DONTINENI SREENIVASA RAO ,Advocate for the Petitioner and Sri. Jithender Rao Veeramalla the Additional Public Prosecutor (TG) on behalf of the Respondent No.1 and none appeared for the Respondent No. 2.

The Court made the following: ORDER

HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

THE HONOURABLE SRI JUSTICE J. SREENIVAS RAO

CRIMINAL PETITION No. 16517 of 2025

DATE: 11.12.2025

Between :

Sangiseti Srinivasulu

....Petitioner/accused

AND

The State of Telangana,
Represented through Public Prosecutor,
High Court of Telangana
Hyderabad and another

....Respondents

: O R D E R :

This criminal petition has been filed by the petitioner/accused seeking to quash the proceedings in C.C.No.1311 of 2020 on the file of the III Additional Judicial Magistrate of First Class, Kothagudem, for the offences under Sections 420, 468 and 506 read with 34 of the IPC.

2. Heard Mrs. V. Preethi Reddy, learned counsel representing Mr. D. Srinivas Rao, learned counsel for the petitioner, and Mr. Jithender Rao Veeramalla, learned Additional Public Prosecutor appearing for respondent No.1 State.

3. Upon perusal of the record, it reveals that the learned II Additional Judicial Magistrate of First Class, Kothagudem, issued Non Bailable Warrants (NBWs) against the petitioner on 31.07.2025 and the said NBWs are pending against the petitioner. Even according to the learned counsel for the petitioner, the petitioner has not filed any

application seeking recall of the NBWs. Hence, she requested that the petitioner may be granted liberty to file an application seeking recall of the NBWs pending against him and upon filing such application, the learned Magistrate be directed to consider the same. She further requested that the petitioner may be granted liberty to approach this Court to file a fresh quash petition after recalling the NBWS.

4. In view of the above said submissions, this Court without expressing any view on the merits of the case, the petitioner is granted liberty to file necessary application seeking recall of the NBWs by invoking the provisions of Section 72 of the BNSS/70(2) of the Cr.P.C.. Upon filing such application, the learned Magistrate is directed to consider the same and pass appropriate orders, in accordance with law. The petitioner is also granted liberty to file a fresh quash petition thereafter.

5. With the aforesaid liberty, the criminal petition is disposed of.

Miscellaneous applications, pending if any, shall stand closed.

SD/- C.DEEPIKA
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The III Additional Judicial Magistrate of First Class, Kothagudem, Bhadradri Kothagudem District.
2. One CC to SRI. DONTINENI SREENIVASA RAO Advocate [OPUC]
3. Two CCs to PUBLIC PROSECUTOR, High Court for the State of Telangana at Hyderabad [OUT].
4. Two CD Copies

HIGH COURT

JSRJ

DATED:11/12/2025



CRLP.No.16517 of 2025

CRIMINAL PEITITION IS DISPOSED OF.

16/12/25