

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

**THURSDAY, THE THIRTIETH DAY OF APRIL  
TWO THOUSAND AND TWENTY**

**PRESENT**

**THE HONOURABLE JUSTICE G SRI DEVI**

**CRIMINAL PETITION NO: 2012 OF 2020**

Between:

Mrs.Fatima Mairaj Sultana, D/o Late Aziz Huq, Aged about 73 years, Occ. Housewife,  
R/o H.No.2-41/6/2/Khanamet Village, Serilingampally Mandal and Municipality, R R  
District.

**...PETITIONER/ACCUSED No.2**

**AND**

1. The State of Telangana rep. by its Public Prosecutor, High court of Judicature of  
Telangana at Hyderabad

**....RESPONDENT**

2. Mr.Vinod Gupta, S/o Sri. Ved Prakash Gupta, Aged.50 years,Occ. not known,  
R/o Flat No.503, Shiva Sadan Secunderabad

**...RESPONDENT/COMPLAINANT**

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 Quash the FIR No. 62 of 2020 dated 16/01/2020 before the Station House Officer,  
Madhapur Police Station, Cyberabad, R R District, against the petitioner herein

**I.A. NO: 2 OF 2020**

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  
stay all further proceedings in FIR No. 62 of 2020 dated 16.01.2020 before the  
Station House Officer, Madhapur Police Station, Cyberabad, R R District, including  
investigation and arrest of the petition pending disposal of Quash Petition

This Petition coming on for hearing, upon perusing the Memorandum of  
Grounds of Criminal Petition and upon hearing the arguments of Sri Damodar  
Mundra, Advocate for the Petitioner and the Additional Public Prosecutor, on behalf of  
the Respondent No.1 and of the Respondent No.2 not appearing in person or by  
Advocate.

**The Court made the following: ORDER**

**THE HON'BLE JUSTICE G.SRI DEVI**

**CRIMINAL PETITION No.2012 of 2020**

**ORDER:**

This Criminal Petition, under Section 482 of Code of Criminal Procedure, 1973, is filed by the petitioner/Accused No.2 seeking to quash the proceedings against her in Crime No.62 of 2020 of Madhapur (Guttala) Police Station, Cyberabad District, registered for the offences punishable under Sections 406, 420, 447, 427, 506 and 120-B read with 34 I.P.C.

2. Heard the learned counsel for the petitioner/Accused No.2, the learned Additional Public Prosecutor representing the 1<sup>st</sup> respondent-State and perused the record.

3. Though the learned counsel for the petitioner/Accused No.2 filed the present petition for quashing the investigation in the aforesaid crime, he restricts his prayer seeking a direction to the Investigating agency to follow the procedure prescribed under Section 41-A Cr.P.C. and follow the guidelines prescribed by the Apex Court in **Arnesh Kumar v. State of Bihar and another**<sup>1</sup>.

4. Under these circumstances, the Station House Officer, Madhapur (Guttala) Police Station, Cyberabad District, is directed to follow the procedure laid down under Section 41-A Cr.P.C. before arresting the petitioner/Accused No.2 and strictly adhere to the guidelines formulated by the Apex Court in **Arnesh Kumar case (supra)**. However, no coercive steps shall be taken against the petitioner/accused No.2 till filing of the final report.

5. With the above direction, the Criminal Petition is disposed of.

Miscellaneous petitions, if any, pending in this criminal petition shall stand closed.

//TRUE COPY//

SD/-B.SATYAVATHI  
ASSISTANT REGISTRAR  
SECTION OFFICER

To,

- 1 The XII Additional Metropolitan Magistrate, Cyberabad at Kukatpally, Ranga Reddy District.
- 2 The Station House Officer, Madhapur Police Station, Cyberabad Ranga Reddy District.
- 3 One CC to Sri Damodar Mundra, Advocate [OPUC]
- 4 Two CCs to the Public Prosecutor, High Court for the State of Telangana at Hyderabad [OUT]
- 5 Two CD Copies

JR



HIGH COURT

DATED:30/04/2020



ORDER

CRLP.No.2012 of 2020

DISPOSING OF THE CRIMINAL PETITION

7  
MPA  
08/5/2020,