

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

WEDNESDAY, THE THIRTIETH DAY OF SEPTEMBER  
TWO THOUSAND AND TWENTY

PRESENT

THE HONOURABLE SRI JUSTICE K. LAKSHMAN

CRIMINAL PETITION NO: 4551 OF 2020

Between:

1. Rajeshwer Reddy Thikka, s/o. Ram Reddy, Aged. 62 years, Occ. Business, R/o. H.No.10-1-92/3/61A, Janaki Eclave, Near Lingoiguda, Saroornagar, Hyderabad.
2. Manjula Thikka, w/o. Rajeshwer Reddy Thikka, Aged. 55 years, Occ. House wife, R/o. H.NO.10-1-92/3/61A, Janaki Enclave, Near Lingoiguda, Saroornagar, Hyderabad.
3. Jyothsna Deepthi Reddy, w/o. N. Ravi Kiran, aged. 34 years, Occ. Software employee, R/o.H.No. 1-5E, Gudivada Road, Near ZPH School, Padamatipalem, Kalidindi, Krishna District.
4. N. Ravi Kiran, S/o.Srihari, Aged. 34 years, Occ. Software employee, R/o.H.No. 1-5E, Gudivada Road, Near ZPH School, Padamatipalem, Kalidindi, Krishna District.

...Petitioner/Accused No. 2 to 5

AND

1. The state of Telangana, through SHO WPS Warangal City (WPS-1), Warangal Commissionerate, Warangal Urban District, represented by Public Prosecutor, High court at Hyderabad.

...Respondent

2. Thangirala Nikhila, w/o. Rohith Reddy, Aged. 26 years, Occ. House wife at present, R/o. H.No. 35-3-872, Brundavan Colony, C Gopalpur, Hanamkonda, Warangal District.

...Respondent/Defacto -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 F.I.R.No. 79 of 2020 of W.P.S., Warangal City (WPS-1), Warangal Commissionerate, Warangal Urban District, as against the petitioners/Accused No. 2 to 5.

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 to stay of all further proceedings including arrest of the petitioners/Accused No.2 to 5 F.I.R.No. 79 of 2020 of W.P.S., Warangal City (WPS-1), Warangal Commissionerate, Warangal Urban District.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri K. Venumadhav, Advocate for the Petitioners and the 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 HONOURABLE SRI JUSTICE K. LAKSHMAN**

**CRIMINAL PETITION No.4551 OF 2020**

**ORDER:**

This petition is filed under Section 482 Cr.P.C., to quash the proceedings in Crime No.79 of 2020 pending on the file of Women Police Station (WPS1), Warangal Commissionerate. Petitioners/A-2 to A-5 are accused in the said crime. The offences alleged against the petitioners are under Sections 498-A and 506 of IPC and Sections 3 and 4 of Dowry Prohibition Act.

2. Heard Mr.K. Venumadhav, learned counsel for the petitioners as well as the learned Public Prosecutor. Perused the record.

3. Learned counsel for the petitioners would submit that the marriage of A1 with 2<sup>nd</sup> respondent was performed on 24-03-2019. Immediately after the marriage they left India to Australia. They have lived there happily for quite some time. Thereafter there were disputes between A1 and 2<sup>nd</sup> respondent with regard to the said marriage. At present A1 is in Australia. The 2<sup>nd</sup> respondent came back to India and lodged the present complaint involving the entire family of A1 including his parents, who were aged about 60 years.

4. Learned Public Prosecutor, on instructions, would submit that the Police have already initiated proceedings under Section 41-A of Cr.P.C. and served notices on A2 and A3.

5. Considering the said aspects and also the nature of disputes pending between A1 and 2<sup>nd</sup> respondent and also the punishment for the offences alleged against the petitioners is imprisonment for seven years and below seven years, this Criminal Petition is disposed of directing the Police, Women Police Station (WPS1), Warangal Commissionerate, to follow the procedure laid down under Section 41-A Cr.P.C., and also the guidelines issued by the Hon'ble Apex Court in **Arnesh Kumar v. State of Bihar and another**<sup>1</sup>. Till completion of investigation and filing of charge sheet, the Police are directed not to arrest the petitioners – Accused Nos.2 to 5 in the above said crime.

Miscellaneous petitions, pending if any, shall stand closed.

1 (2014) 8 SCC 273

//TRUE COPY//

Sd/- B. SATYAVATHI  
ASSISTANT REGISTRAR

CH CH  
SECTION OFFICER

To,

1. The V Additional Judicial First Class Magistrate, at Warangal District.
2. The Station House Officer, WPS Warangal City (WPS-1), Warangal Commissionerate, Warangal Urban District.
3. Two CCs to the Public Prosecutor, High Court for the State of Telangana, at Hyderabad [OUT]
4. One CC to Sri K. Venumadhav, Advocate [OPUC]
5. Two CD Copies

MMK

HIGH COURT

KLJ

DATED:30/09/2020



ORDER

CRLP.No.4551 of 2020

DISPOSING OF THE CRIMINAL PETITION

*[Handwritten signature]*  
14/10/2020