

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

**TUESDAY, THE THIRTIETH DAY OF AUGUST  
TWO THOUSAND AND TWENTY TWO**

**PRESENT**

**THE HONOURABLE Dr. JUSTICE CHILLAKUR SUMALATHA**

**CRIMINAL PETITION NO: 8052 OF 2021**

**Between:**

1. Kotha Jalpathi, S/o. Lingaiah, Aged about 55 years, Occ. Agriculture, R/o. H.No. 2-104, Shanagar, Karimnagar District.
2. Kotha Sandeep, S/o. Jalpath, Aged about 26 years, Occ. Business, R/o. H.No. 2-104, Shanagar, Karimnagar District.

**...PETITIONERS/A1 & A2**

**AND**

1. The State of Telangana, Through The Station House Office, Ramadugu Police Station, Karimnagar, Rep its Public prosecutor, High court of Telangana, Hyderabad.
2. Gunukonda Ashok Kumar, S/o. Pochalah, Aged about 41 years, Occ. TRS Leader, R/o. Shahnagar, Ramadugu (M) Karimnagar District.

**...RESPONDENTS**

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 call for the records relating to the FIR vide Cr.No.148 of 2021 dated 13/10/2021 of P.S. Ramadugu and quash the said FIR as the same is illegal and amounts to abuse process of law, since the Petitioners/Accused no.1 and 2 herein have not committed any offences as alleged by the Respondents herein.

**I.A. NO: 1 OF 2021**

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 inter alia grant stay all further proceedings including the arrest and appearance of the Petitioners/Accused no.1 and 2 in connection with the FIR vide no. 148/2021 dated 13/10/2021 of P.S. Ramadugu Karimnagar District, pending disposal of the main criminal petition.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri M. Venkata Swamy, Advocate for the Petitioner and the Assistant Public Prosecutor (TG) on behalf of the Respondent No.1 and of Sri R. Nagarjuna Reddy, Advocate for the Respondent No.2.

**The Court made the following: ORDER**

**THE HON'BLE Dr. JUSTICE CHILLAKUR SUMALATHA**

**CRIMINAL PETITION No.8052 of 2021**

**ORDER :**

Seeking to quash the proceedings that are initiated against the petitioners through FIR No.148 of 2021 of Ramadugu Police Station, Karimnagar District, the present Criminal Petition is filed.

2. No representation on petitioners' side on call. On the other hand, the learned Assistant Public Prosecutor submits, on written instructions, that the charge sheet is filed, and hence, the Criminal Petition has become infructuous.

3. Therefore, this Criminal Petition is dismissed granting liberty to the petitioners/Accused Nos.1 and 2 to move a fresh application, in case the cause survives.

4. As a sequel, miscellaneous petitions pending, if any, shall stand closed.

**SD/-N.CHANDRA SEKHAR RAO**  
**ASSISTANT REGISTRAR**

**//TRUE COPY//**

**SECTION OFFICER**

To,

1. The Special Judicial Magistrate of First Class (Excise) at Karimnagar District.
2. The Station House Office, Ramadugu Police Station, Karimnagar District.
3. One CC to Sri M. Venkata Swamy, Advocate [OPUC]
4. One CC to Sri R. Nagarjuna Reddy, Advocate [OPUC]
5. Two CCs to the Public Prosecutor, High Court for the State of Telangana at Hyderabad. [OUT]
6. Two CD Copies
7. One Spare Copy

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*[Signature]*

HIGH COURT

DATED: 30/08/2022

ORDER

CRLP.No.8052 of 2021



DISMISSING THE CRL.P

9  
17/11/22  
J. C.