

IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

TUESDAY, THE THIRTY FIRST DAY OF JANUARY
TWO THOUSAND AND TWENTY THREE

PRESENT

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION NO: 590 OF 2023

ALONG WITH I.A.Nos. 2 and 3 OF 2023

Between:

Durgam Sammaiah, S/o. Lachaiah, Age. 26 Years, Occ. Labour, R/o. H. No. 2-5, Gopalpur Village, Regulagudem, Karimnagar.

...PETITIONER/ACCUSED

AND

1. The State of Telangana, through S.H.O., P.S. Mutharam (Mti), Ramagundam Commissionerate, Peddapalli District, represented by Public Prosecutor, High court at Hyderabad.

...RESPONDENT

2. Panja Vasantha, W/o. Komraiah, Age. 37 Years, Occ. Coolie, R/o. Pangidipally Village, Tekumatlal Mandal, Jayashankar Bhupalapally District.

...RESPONDENT/DE-FACTO 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. 23 of 2021, of P.S. Mutharam (Mti), Ramagundam Commissionerate, Peddapalli District.

I.A. NO: 2 & 3 OF 2023

Between:

1. Panja Vasantha, W/o. Komraiah, Age. 37 Years, Occ. Coolie, R/o. Pangidipally Village, Tekumatlal Mandal, Jayashankar Bhupalapally District.

...PETITIONER/RESPONDENT NO.2

AND

1. The State of Telangana, through S.H.O., P.S. Mutharam (Mti), Ramagundam Commissionerate, Peddapalli District, represented by Public Prosecutor, High court at Hyderabad.

...RESPONDENT

2. Durgam Sammiah, S/o. Lachaiah, Age. 26 Years, Occ. Labour, R/o. H. No. 2- 5, Gopalpur Village, Regulagudem, Karimnagar.

...RESPONDENT/PETITIONER

Petition under Section 320(6) R/W 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 permit the petitioner for compromise in F.I.R. No. 23 of 2021, of P.S. Mutharam (Mti), Ramagundam Commissionerate, Peddapalli District, in terms of the accompanied compromise memo.

I.A. NO: 3 OF 2023

Petition under Section 320(2) R/W 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 compound the offences for quashing the F.I.R. No. 23 of 2021, of P.S. Mutharam (Mti), Ramagundam Commissionerate, Peddapalli District, in terms of the accompanied compromise memo.

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 Petitioner and of the Additional Public Prosecutor on behalf of the Respondent No. 1 and of Sri CH. SRAVAN KUMAR, Advocate for the Respondent No. 2.

The Court made the following: COMMON ORDER

THE HONOURABLE SRI JUSTICE K. SURENDER

CRIMINAL PETITION No.590 OF 2023
ALONG WITH I.A.Nos.2 and 3 OF 2023

COMMON ORDER :

This Criminal Petition is filed under Section 482 Cr.P.C., to quash the proceedings in Crime No.23 of 2021 of Mutharam Police Station, Ramagundam Commissionerate, Peddapalli District. The petitioner herein is accused in the said crime. The offences alleged against the petitioner herein under Sections 363 of the Indian Penal.

2. Heard learned counsel appearing on both sides and learned Additional Public Prosecutor for the State. Perused the record.
3. During the pendency of the present Criminal Petition, the parties have compromised the matter and, accordingly, respondent No.2 - *de facto* complainant filed I.A.Nos.2 and 3 of 2023 to permit her to compound the offences and to compromise the case.

4. Vide order dated 20.01.2023, this Court, after recording the submissions made by the learned counsel for the petitioner as well as respondent No.2, directed the parties to appear before the Secretary, Telangana High Court Legal Services Committee, Hyderabad, for their identification and also directed the Secretary to submit a report. In compliance with the said order, the Secretary has submitted his report, on 27.01.2023.

5. In the report of the Secretary, Telangana High Court Legal Services Committee, Hyderabad, it is stated that in obedience of the orders dated 20.01.2023, petitioner and respondent No.2 have appeared before him along with their counsel and on examination and verification of their particulars from their Aadhar Cards, they were tallied. Thus, the identification of both the parties has been established.

6. The parties herein have filed a joint memo of compromise stating that at the intervention of the elders, they

have settled the disputes between them amicably and respondent No.2 has no objection to quash the proceedings against the petitioner herein in the above Case. The said joint memo of compromise and the report of the Secretary are placed on record.

7. In view the said report of the Secretary, Telangana High Court Legal Services Committee, Hyderabad, and also in view of the compromise entered between the petitioner and respondent No.2, I.A.Nos.2 and 3 of 2023 are allowed. Consequently, the Criminal Petition is allowed and the proceedings in Crime No.23 of 2021 of Mutharam Police Station, Ramagundam Commissionerate, Peddapalli District, are hereby quashed against the petitioners. Further, the petitioners undertake to pay an amount of Rs.10,000/- (Rupees Ten Thousand Only) to the Director, Sainik Welfare, Hyderabad (Savings Account No.52188926279 State Bank of India, Shanti Nagar branch (20073), IFSC Code:SBIN0020070, MICR.No.500004057), within a period of

ten days from today, and file proof of the same into the Registry.

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

Sd/- MOHD. SANAUULLAH ANSARI
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Tahsildar and Executive Magistrate at Mutharam(M).
2. The Station House Officer, Mutharam(Mti) Police Station, Ramagundam 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. One CC to Sri C.H. SRAVAN KUMAR, Advocate [OPUC]
6. Two CD Copies.

Njb

(ALONG WITH A COPY OF JOINT MEMO OF COMPROMISE)

Note: Amount of Rs. 10,000/- (Rupees Ten thousand only) has been paid by Sri K. VENUMADHAV, Counsel for the Petitioner as directed by the Hon'ble Court order dated 20-01-2023 to the "O/o. Director Sainik Welfare Hyderabad, and filed Memo vide proof of compliance LSR No. 15078 of 2023 dated 09-02-2023 .



HIGH COURT

DATED:31/01/2023



COMMON ORDER

CRLP.No.590 of 2023
ALONG WITH I.A.Nos. 2 and 3 of 2023

ALLOWING THE CRIMINAL PETITION
AND I.A.Nos. 2 and 3 of 2023

⑨ V.W
14/3/23