

IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

FRIDAY ,THE THIRTY FIRST DAY OF MARCH
TWO THOUSAND AND TWENTY THREE

PRESENT

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION NO: 3252 OF 2023

Between:

Tanugula Ramesh, S/o Narayana Aged about. 43 Yrs, Occ. Business R/o 5-1-89. Venkateshwara Temple Street. Rajanna Sirsilla District, T.S. Presently residing at 5-6-445/2. Beside Balaji Transport Lane, Bommakal Road, Maruthi Nagy. Karimnagar Karimnagar District

...PETITIONER/ACCUSED

AND

1. The State of Telangana, rep. by its Public Prosecutor. High Court for the State of Telangana
2. Vangari Srinivas, S/o Srisailam Aged about. 43 Yrs, Occ. R/o 8-1-138, Gandhinagar, Sirsilla. Rajanna Sirsilla District

...RESPONDENTS/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 call for the records relating to Crime No.458 of 2020 on the file of Sircilla Police Station Rajanna Sircilla District and consequently quash the same

LA. NO: 2 OF 2023

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 grant stay of all further proceedings including the arrest of the petitioner/Accused in Crime No.458 of 2020 on the file of Sircilla Police Station Rajanna Sircilla District.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri Y. Bala Murali, Advocate for the Petitioner and the Public Prosecutor (TG) on behalf of the Respondent No.1 and none appeared for the Respondent No.2.

The Court made the following: ORDER

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION No.3252 OF 2023

O R D E R:

This Criminal Petition is filed under Section 482 of the Code of Criminal Procedure, 1973 (for short 'Cr.P.C.') by the petitioner-Accused to quash the proceedings against him in Crime No.453 of 2020 pending on the file of the Station House Officer Sircilla Town Police Station, Rajanira Sircilla. The offences alleged against him are under Sections 420 of the Indian Penal Code (for short 'IPC') and Section 13 of TSTAMLA.

2. Heard both sides.
3. After arguing sometime, learned counsel for the petitioner confines his prayer to direct the police to follow the procedure prescribed under Section 41-A of Cr.P.C. for the reason of the offence alleged against the petitioner is punishable less than seven (07) years.
4. In view of the aforesaid submission of the learned counsel for the petitioner, this Criminal Petition is disposed of directing the Investigating Officer in respect of Crime

No.458 of 2020 pending on the file of the Station House Officer, Sircilla Town Police Station, Rajanna Sircilla, to strictly follow the procedure laid down under Section 41-A of Cr.P.C. and also the guidelines issued by the Hon'ble Supreme Court in ***Arnessh Kumar v. State of Bihar***¹. The petitioners shall co-operate with the Investigating Officer by furnishing information and documents as sought by them in concluding the investigation.

Miscellaneous applications pending, if any, shall stand closed.

¹ (2014) 8 SCC 273

Sd/-P. GOURI SHANKER
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Station House Officer, Sircilla Town P.S., Rajanna Sircilla District.
2. One CC to Sri Y. Bala Murali, Advocate [OPUC]
3. Two CCs to the Public Prosecutor, High Court for the State of Telangana at Hyderabad. [OUT]
4. Two CD Copies

gbr


P.M.C.

HIGH COURT

DATED: 31/03/2023



ORDER

CRL.P.No.3252 of 2023

DISPOSING OF THE CRIMINAL PETITION

7 P.M.C.
19/4/23