

IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

FRIDAY, THE THIRTIETH DAY OF JUNE
TWO THOUSAND AND TWENTY THREE

PRESENT
THE HONOURABLE SMT JUSTICE G.ANUPAMA CHAKRAVARTHY

CRIMINAL PETITION NO: 5806 OF 2023

Between:

Kadidela Katta Swamy, S/o.Narsaiah, Aged about 40 years, occ. H.No.1-54/1, Gadeppalli village, Khilla Warangal, Warangal district.

...PETITIONER/ACCUSED

AND

1. The State of Telangana, represented by its Public Prosecutor High Court for the State of Telangana at Hyderabad.

...Respondent/ State

2. Dupakii Santoshkumar, S/o.Bixapathi Aged about 34 years, occ. Private job R/o.Dharmaram village, Geesugonda mandal Warangal district.

...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 call for the records relating to Crime No. 248 of 2023 on the file of the Police Station. Inthezargunj, Warangal, Warangal district, and quash the proceedings in Crime No. 248 of 2023 and pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

I.A. NO: 1 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 stay all further proceedings in Crime No. 248 of 2023 on the file of the Police Station, Inthezargunj, Warangal, Warangal district, pending disposal of the criminal petition and pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri.A.PRABHAKAR RAO, Advocate for the Petitioner and of the Assistant Public Prosecutor for the State of Telangana on behalf of the Respondent No.1 and for the Respondent No.2 none appeared.

The Court made the following: ORDER

HON'BLE SMT. JUSTICE G. ANUPAMA CHAKRAVARTHY

CRIMINAL PETITION No.5806 OF 2023

ORDER:

This Criminal Petition is filed under Section 482 of Code of Criminal Procedure (for short 'Cr.P.C.') by the petitioner/accused to quash the proceedings in FIR No.248 of 2023 on the file of the Station House Officer, Inthezargunj Police Station, Warangal, registered for the offences under Section 506 of the Indian Penal Code (for short 'IPC') and Section 3(1)(r)(s) of Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 2015.

2. Heard learned counsel for the petitioner and Sri S.Ganesh, learned Assistant Public Prosecutor for respondent - State. Perused the record.

3. Taking into consideration the fact that all the offences alleged against the petitioner are punishable less than seven (07) years, this Court deems it appropriate to direct the petitioner/accused to appear before the investigating officer on or before 10.07.2023 between 02:00 p.m. and 04:00 p.m. and the investigating officer is directed to follow the procedure laid down under Section 41-A Cr.P.C and also the guidelines formulated by the Hon'ble Supreme Court in ***Arnesh Kumar v.***

State of Bihar¹ scrupulously. However, the petitioner/accused shall co-operate with the Investigating Officer as and when required by furnishing information and documents as sought by him in concluding the investigation.

4. Accordingly, the Criminal Petition is disposed of.

Pending miscellaneous applications, if any, shall stand closed.

¹ (2014) 8 SCC 273

Sd/-P.NAGABHUSHAMBA
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To

1. The Court of Hon'ble I Additional Judicial First Class Magistrate, at Warangal District.
2. The Station House Officer, P.S., Inthegunj, Warangal.
3. One CC to Sri A.Prabhakar Rao, Advocate [OPUC]
4. Two CCs to the Public Prosecutor, High Court for the State of Telangana at Hyderabad (OUT)
5. Two CD Copies

Kj.

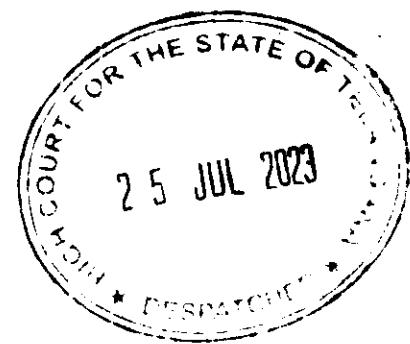


HIGH COURT

DATED:30/06/2023

ORDER

CRLP.No.5806 of 2023



DISPOSING OF CRL.P. WITHOUT COSTS.

⑧ 13/7/23