

IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

WEDNESDAY, THE THIRTY FIRST DAY OF JULY
TWO THOUSAND AND TWENTY FOUR

PRESENT

THE HONOURABLE SRI JUSTICE E.V. VENUGOPAL

CRIMINAL PETITION NO: 1507 OF 2020

Between:

1. Teega Vasantha, W/o Teega Satyanarayana, Age. 35 years, Occ. Household, R/o. Opp. Sattaiah Water Plant, New Maruthi Nagar, Chotuppal, Yadadri Bhongir District.
2. Pittala Yashoda, W/o. Pittala Bikshamaiah, Age. 37 years, Occ. Household, R/o. H.No. 3-532/5, New Maruthi Nagar, Chotuppal, Yadadri Bhongir District.
3. Teega Satyanarayana, S/o. T.Narsinga Rao, Age. 45 years, Occ. Advocate Practicing in High Court, R/o. Opp. Sattaiah Water Plant, New Maruthi Nagar, Chotuppal, Yadadri Bhongir District.

...PETITIONER/ACCUSED No.1 to 3

AND

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

RESPONDENT

2. Dasari Viswanadham Supraja @ Bungamatla Supraja, W/o. Bungamatla Bhaskar Age. 40 years, Occ. Housewife, R/o. 3-156, Back Side Police Station, Chotuppal, Nalgonda District.

...PROPOSED 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 all further proceeding in petitioners/accused nos. 1 to 3 in Cr. No. 37/2020 on the file of PS Chotuppal, Rachakonda Commissionerate.

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 all further proceeding in petitioners/accused nos. 1 to 3 in Cr. No. 37/2020 on the file of PS Chotuppal, Rachakonda Commissionerate including arrest/appearance of the petitioners, pending disposal of the Criminal Petition.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri PALLA KIRAN KUMAR, Advocate for the Petitioner and the Public Prosecutor for the State of Telangana on behalf of the Respondent No.1 and of Sri J AFZULPURKAR, Advocate for the Respondent No.2.

The Court made the following: ORDER

THE HONOURABLE SRI JUSTICE E.V. VENUGOPAL

CRIMINAL PETITION No.1507 OF 2020

ORDER:

Heard learned counsel for petitioners and learned Assistant Public Prosecutor for the State-respondent No.1 and perused the record.

02. When the matter has been taken up for hearing, learned Assistant Public Prosecutor for the State-respondent No.1 while furnishing a copy of Letter dated 28.06.2024 of Sub-Inspector of Police, Choutuppal Police Station, Rachakonda Commissionerate, submitted that this matter has become infructuous and that the cause in this matter does not survive as the subject matter in Crime No.37 of 2020 was investigated by Police and after completion of investigation, charge sheet has been laid and the same was numbered as S.C.No.98 of 2021. Therefore, prayed to close this Criminal Petition.

03. Copy of Letter dated 28.06.2024 of Sub-Inspector of Police, Choutuppal Police Station, Rachakonda Commissionerate, submitted by the learned Assistant Public Prosecutor for the State-respondent No.1, has been taken on record.

04. In view of above submissions made by learned Assistant Public Prosecutor, learned counsel for petitioners requested this Court to dispense with the presence of petitioners-accused Nos.1 to 3 and also sought for a liberty to file petition under Section 239 of the Code of Criminal Procedure (for short 'Cr.P.C.) before the learned trial Court.

05. Considering the above submissions made by both sides and in view of the facts and circumstances of the case and the request made by learned counsel for petitioner, this Court deems it appropriate to dispose of this Criminal Petition without going into merits and demerits of the factual aspects of the case by dispensing with the physical appearance/attendance of petitioners-accused before the concerned trial Court, unless petitioners' physical presence is required by the learned trial Court for a specific purpose, or at the time of examination under Section 313 of Cr.P.C., and on the date of pronouncement of Judgment, subject to the condition that petitioners are being represented by their counsel on every date of hearing. If petitioners fail to appear physically before the learned trial Court as and when directed, the learned trial Court is at liberty to take necessary steps, strictly in accordance with law. Further,

petitioners are at liberty to file petition under Section 239 of Cr.P.C., if they desire so. The learned trial Court shall not be influenced by any of the observations made in this Order, in any manner and shall dispose of the main case as expeditiously as possible, in accordance with law. It is needless to mention that petitioners and unofficial respondent are at liberty to work out ~~their~~ legal remedies as available under law.

06. With the above directions, this Criminal Petition is disposed of.

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

Sd/- P PADMANABHA REDDY
ASSISTANT REGISTRAR
//TRUE COPY//

SECTION OFFICER

To

1. The Station House Officer, Choutuppal Police Station, Rachakonda Commissionerate.
2. Two CCs to the Public Prosecutor, High Court for the State of Telangana at Hyderabad (OUT)
3. One CC to Sri. AFZULPURKAR, Advocate [OPUC]
4. One CC to SRI. PALLA KIRAN KUMAR, Advocate [OPUC]
5. Two CD Copies

CD/PR



HIGH COURT
DATED: 31/07/2024

ORDER

CRLP.No.1507 of 2020



DISPOSING OF THE CRL.PETITION

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