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**BAIL SLIP:** The petitioner / Accused was directed to be released on bail by the order of the High Court dated 10.10.2012 in CrI.R.C.No.1929 of 2012 in CrI.R.C.MP.No.2926 of 2012.

[ 3251 ]

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

**MONDAY, THE THIRTIETH DAY OF SEPTEMBER  
TWO THOUSAND AND TWENTY FOUR**

**PRESENT**

**THE HONOURABLE SRI JUSTICE K.SURENDER**

**CRIMINAL REVISION CASE NO: 1929 OF 2012**

Criminal Revision filed under Section 397 & 401 of CrPC aggrieved by the Judgment in CrI.A.No.87 of 2012 on the file of the Court of the IV Additional Sessions Judge, at Karimnagar dated 08.10.2012 in confirming and partly modifying the Judgment made in CC.No.392 of 2006 on the file of the Court of the Judicial Magistrate of First Class at Husnabad, Karimnagar district dt.13.06.2012.

**Between:**

Podela Rajesham, S/o. Narsaiah, R/o. Thangellapelli Village of Koheda Mandal of Karimnagar District.

**...Petitioner / Appellant / Accused.**

**AND**

The State of A.P., Rep. by the Public Prosecutor, High Court of Andhra Pradesh, Hyderabad.

**...Respondent / Respondent.**

**Counsel for the Petitioner(s): SRI P. Venkataswamy**

**Counsel for the Respondents: PUBLIC PROSECUTOR**

**The Court made the following Order:-**

**THE HONOURABLE SRI JUSTICE K.SURENDER**

**CRIMINAL REVISION CASE No.1929 OF 2012**

**ORDER:**

This Criminal Revision Case is filed aggrieved by the Judgment dated 08.10.2012 passed in CrI.A.No.87 of 2012, by the IV Additional Sessions Judge, Karimnagar (for short 'Sessions Court'), whereunder conviction was imposed against the accused for the offence under Section 325 of IPC *vide* order dated 13.06.2012 in C.C.No.392 of 2006 by the Judicial Magistrate of First Class at Husnabad, Karimnagar District (for short 'trial Court') was confirmed, however, sentence was reduced from two years (02) rigorous imprisonment to one (01) year simple imprisonment and to pay a fine of Rs.10,000/-, in default to undergo simple imprisonment for a period of three (03) months.

2. The case against the revision petitioner is that the revision petitioner and his brother viz., *de facto* complainant were doing business together. According to *de facto* complainant/PW1, the accused shown false accounts

and to that effect, there was a settlement between them with the mediation of elders. The elders resolved that PW1 has to pay his brother i.e., accused an amount of Rs.70,000/-, however, PW1 paid Rs.5,000/- and thus, the accused insisted the *de facto* complainant to pay the entire amount. Therefore, there was altercation in between them and the accused took iron lock and beat PW1 on his mouth, due to which, he lost his teeth. PW2, PW3 and PW5 were also witnesses to the said incident.

3. As seen from the evidence of witnesses, there were disputes in between PW1 and the accused, who were brothers, relating to the business, which they were doing together. In the said settlement, it appears that the altercation resulting in the accused assaulting his brother PW1. The incident happened in the year 2006 and nearly eighteen (18) years have passed by.

4. Learned Additional Public Prosecutor appearing for the respondent on instructions would submit that there was no other case filed against the accused.

5. Keeping in view that the assault happened on the spur of the moment due to disputes in business, sentence of imprisonment imposed against the accused is reduced to period already undergone by him.

6. Accordingly, this Criminal Revision Case is partly allowed.

Miscellaneous petitions pending, if any, shall stand closed.

//TRUE COPY//

Sd/- I. NAGA LAKSHMI  
DEPUTY REGISTRAR

SECTION OFFICER

To,

1. The IV Additional Sessions Judge, Karimnagar.(with records, if any)
2. The Judicial Magistrate of First Class at Husnabad, Karimnagar District.(with records, if any)
3. Two CCs to the Public Prosecutor, High Court for the State of Telangana, Hyderabad [OUT].
4. One CC to SRI P. Venkataswamy, Advocate [OPUC]
5. **Two CD Copies**

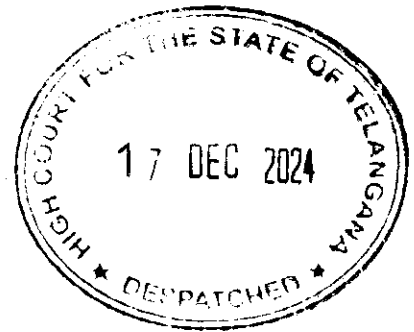
VC/gh

**HIGH COURT**

**DATED:30/09/2024**

**ORDER**

**CRLRC.No.1929 of 2012**



**PARTLY ALLOWING THE CRLRC**

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