

IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

FRIDAY, THE TWELFTH DAY OF JANUARY
TWO THOUSAND AND TWENTY FOUR

PRESENT

THE HONOURABLE SMT JUSTICE T.MADHAVI DEVI

CRIMINAL PETITION NO: 665 OF 2024

Between:

Cheera Srikanth @Satyanarayana, S/o Late C. Pandu Aged Major, Occ.
Business R/o. 1-8-303/30, Sindhi Colony. P.G Road, Secunderabad

...Petitioner/Accused No.7

AND

1. The State of Telangana, Rep by Public Prosecutor, High Court Buildings, High Court, Hyderabad.
2. M. Venkata kishan, S/o. Not Known to the Petitioner Aged Major, Occ. Sub-Inspector O/a. PS Market, Secunderabad, Hyderabad

...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 Quash the proceedings in Crime No. 260 of 2023, P.S. Market Pending on the file of the XXII Addl. Chief Metropolitan Magistrate, At Secunderabad, against the Petitioner/Accused No.7 herein.

I.A. NO: 2 OF 2024

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. 260 of 2023 Pending on the file of P.S.Market the XXII Additional Chief Metropolitan Magistrate, At Secunderabad, against the Petitioner/Accused No.7 herein.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri MAHESH RAJE, Advocate for the Petitioner and the Public Prosecutor on behalf of the Respondent No.1 and of none appeared for the Respondent No. 2.

The Court made the following: ORDER

THE HONOURABLE SMT. JUSTICE T. MADHAVI DEVI

CRIMINAL PETITION NO.665 OF 2024

ORDER

This Criminal Petition is filed under Section 482 of Code of Criminal Procedure (for short 'Cr.P.C.') by the petitioner/accused No.7 to quash the proceedings against him as alleged in Crime No.260 of 2023 on the file of the Market Police Station, Hyderabad District, registered for the offences under Sections 188, 290 and 341 read with Section 34 of the Indian Penal Code (for short 'IPC') and Section 21/76 of City Police Act.

2. Learned counsel for the petitioner submitted that the contents of the complaint do not attract either the provisions of Sections 188, 290 and 341 IPC or the provisions of Section 21/76 of City Police Act. He submitted that permission was granted and the Shobha Yatra was conducted in accordance with the said permission and the allegations are made without any basis. He has drawn the attention of this Court to the relevant legal provisions. He further submitted that the said Shobha Yatra has already been over.

3. Learned Assistant Public Prosecutor is also heard.
4. Having regard to the contents of the complaint, this Court is satisfied that the provisions of the alleged offences are not applicable to this case, particularly Sections 290 and 341 IPC. In view of the same, the proceedings in Crime No.260 of 2023 on the file of the Market Police Station, Hyderabad District are quashed.
5. Accordingly, this Criminal Petition is allowed.
6. Pending miscellaneous petitions, if any, in this Criminal Petition shall stand closed.

SD/- MOHD. ISMAIL,
ASSISTANT REGISTRAR.

//TRUE COPY//


SECTION OFFICER

To,

1. The XXII Additional Chief Metropolitan Magistrate at Secunderabad
2. The Station House Officer, Market Police Station, Hyderabad
3. One CC to SRI. MAHESH RAJE, Advocate [OPUC]
4. Two CCs to the Public Prosecutor, High Court for the State of Telangana at Hyderabad [OUT]
5. Two CD Copies

ADK



