

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD
TUESDAY, THE TWENTY SEVENTH DAY OF SEPTEMBER
TWO THOUSAND AND TWENTY TWO

:PRESENT:

THE HONOURABLE DR. JUSTICE CHILLAKUR SUMALATHA
CRIMINAL REVISION CASE NO: 234 OF 2022

Between:

Sundaragiri Kishore S/o Late Lamiisarayana

Petitioner/Appellant/Accused

AND

1. Nikhil Balaji Finance, R/by its Proprietor Gurram Ainjaiah Goud, S/o Aga Goud, Occ Business R/o H.No.2-10-1068, Jyothi Plagar, Karimnagar City, Telangana State.
2. The State of Telangana, Represented by its Public Prosecutor High Court at Hyderabad.

Respondent/complainant

Revision filed under Section 397 and 401 of Cr.P.C., praying that in the circumstances stated in the grounds filed in the Criminal Revision Case, the High Court may be pleased to allow the Criminal Revision Case by setting aside the Judgment dated 18/01/2022 made in Criminal Appeal No.49 of 2018 on the file of the court -of III Additional Sessions Judge at Karimnagar confirming the sentence/Order dt.18/01/2018 in C.C.No.96 of 2012 on the file of the court of the Special Magistrate, Karimnagar;

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of Ms.Ramya Kumari Gudiseva Advocate for the Petitioner, Public Prosecutor for the Respondent No.2, the Court made the following.

ORDER

Learned counsel for the petitioner seeks suspension of sentence imposed upon the petitioner.

However, learned Assistant Public Prosecutor brought to the notice of this Court that there is an order passed by this Court on 04.04.2022 directing the petitioner to file proof of surrender. Learned counsel states that the petitioner is not yet surrendered.

Despite the order passed by this Court, proof of surrender is not submitted. It is reported that even though the Criminal Appeal was dismissed way back in January, 2022, the petitioner has not surrendered before the Court concerned.

Hence, Registry is directed to address a letter to the Court of Special Magistrate, Karimnagar, to take steps for securing the presence of the petitioner, who is arrayed as accused in C.C.No.96 of 2012 that stood pending on the file of the said Court by issuing conviction warrant and see that the petitioner is served remaining part of sentence. Registry to communicate a copy of this order to the Court concerned immediately.

SD/- C. PRAVEEN KUMAR
ASSISTANT REGISTRAR

//TRUE COPY//



SECTION OFFICER

To,

1. The Registrar (Judicial), High Court for the State of Telangana, Hyderabad
2. The III Additional Sessions Judge at Karimnagar
3. The Special Magistrate, Karimnagar (2 & 3 by speed post)
4. The Section Officer, Criminal Section, High Court for the State of Telangana, Hyderabad
5. Two CCs to the Public Prosecutor, High Court for the State of Telangana, Hyderabad (OUT)
6. One CC to Ms. Ramya Kumari Gudiseva, Advocate [OPUC]
7. One spare copy

HIGH COURT

DR.CSLJ

DATED:27/09/2022

ORDER



CRLRC.No.234 of 2022

DIRECTION