

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

**THURSDAY, THE FIRST DAY OF SEPTEMBER
TWO THOUSAND AND TWENTY TWO**

**:PRESENT:
THE HON'BLE DR. JUSTICE CHILLAKUR SUMALATHA**

**IA No. 2 OF 2022
IN
CRLRC NO: 558 OF 2022**

Between:

1. Sri K. Sampath Kumar, S/o. Late Sri P.R.K. Mohan,
2. Smt. Golla Nagamani, W/o. Late Golla Krishna Swamy,
3. Sri Golla Thirupathi, S/o. Late Golla Krishna Swamy
4. Smt. V. Savithri, W/o. V.Gopala Krishna,
5. Sri Mirza Amar Baig, S/o. Mirza Khadri Baig,

**...Petitioners
(Petitioners in Crl. R.C. No. 558 of 2022
on the file of High Court)**

AND

1. The State of Telanganar, Rep. by its Public Prosecutor, High Court for the State of Telangana at Hyderabad.
2. Smt. Indira Menon, W/o. Late Sri P.R.K. Mohan, R/o.H.No.1-5-475/4, Sri Sadan, Ayyappa Nagar colony, Old Alwal, Secunderabad - 500010.

**...Respondents/Respondents
(Respondents in-do-)**

Counsel for the Petitioners : SRI T. KOTESHWARA PRASAD

Counsel for the Respondent No.1 : ASST. PUBLIC PROSECUTOR

Petition under Section 482 of Cr.P.C., praying that in the circumstances stated in the petition, the High Court may be pleased to stay all further proceedings including appearance of the petitioners /A1 to A5 in C.C. No. 521 of 2019 on the file of the III Addl. Junior Civil Judge-cum-XXIII Metropolitan Magistrate Cyberabad at Medchal, pending disposal of Crl.R.C. No. 558 of 2022, on the file of the High Court.

The Court made the following;

ORDER:

"This is an application filed seeking the Court to stay all further proceedings, including appearance of the petitioners, in C.C.No.521 of 2019 that is pending on the file of the Court of III Additional Junior Civil Judge-cum-XXIII Metropolitan Magistrate, Cyberabad at Medchal.

Learned counsel for the petitioners submits that the dispute is purely civil in nature and observing the same, the concerned Police filed final report. But basing on the protest petition filed, cognizance was taken and indeed, the 1st petitioner is serving in Army and thus, pending disposal of the present Criminal Petition, at least, exemption from appearance of the petitioners may be granted.

Heard the learned Assistant Public Prosecutor also.

Having considered the submission made, this Court is of the view that the request of the learned counsel for the petitioners can be honoured.

Resultantly, the Court of XXIII Metropolitan Magistrate, Cyberabad at Medchal, is directed not to insist upon the personal appearance of the petitioners 1 to 5 who are arrayed as Accused Nos.1 to 5 in C.C.No.521 of 2019, pending on the file of the said Court, until further orders.

List on 03.11.2022."

SD/- P. PADMANABHA REDDY
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The III Addl. Junior Civil Judge cum XXIII Metropolitan Magistrate, Cyberabad, Medchal.
2. Smt. Indira Menon, W/o. Late Sri P.R.K. Mohan, R/o.H.No.1-5-475/4, Sri Sadan, Ayyappa Nagar colony, Old Alwal, Secunderabad - 500010. (BY RPAD)
3. Two CCs to Public Prosecutor, High Court of Telangana, at Hyderabad (OUT)
4. One CC to Sri T.Koteswara Prasad, Advocate (OPUC)
5. One Spare Copy

HIGH COURT

DR.CSL,J

DATE: 01-09-2022

ORDER

I.A.NO. 2 OF 2022

IN

CRL.R.C. NO. 558 OF 2022

DIRECTION

