

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

FRIDAY, THE TWENTY EIGHTH DAY OF MARCH
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION NO: 9647 OF 2021

Between:

1. GAJULA SANDEEP, S/o. Chadramouli, Aged about 35 years, Occ. Private Employee, R/o. H.No. Flat No. 403, Plot No. 277, Vandanapur Colony, Beeramguda, Hyderabad.
2. GAJULA CHNADRA MOULI, S/o. Gauraiiah, Aged about 63 yearS, Occ. Agril, R/o. H.No. Flat No. 403, Plot No. 277, Vandanapur
3. GAJULA LAXMI, W/o. Chandramouli, Aged about 57 years, Occ. Agril, R/o. H.No. Flat No. 403, Plot No. 277, Vandanapur Colony, Beeramguda, Hyderabad.
4. KUNCHANA SANDHYA, W/o. Muralidhar, Aged about 39 years, Occ. House wife, R/o. H.No.1-84, Venkateshwara colony, Chinthagattu Village, Hasanparthi Mandal, Warangal. 506015.
5. BETHI SWATHI, W/o. Ramesh, Aged about 33 years, Occ. House wife, R/o. H.No.7-6-80/B, Ayyappa Nagar Colony, Rampally Village, Medchal, Malkajgiri- 501301
6. PARIPELLY DIVYA, W/o. Jaya Bala Krishna, Aged about 30 years, Occ. House wife, R/o. H.No. 5-119/3/B, Bonipally Village, Bonipally Mandal, Jagithyal, Karimnagar District.

.....PETITIONERS/ACCUSED NO 1 TO 6

AND

1. The State of Telangana, Rep. by its Public Prosecutor, High Court of Judicature for the State of Telangana at Hyderabad.
2. CHINTHAKINDI SRUTHI, W/o. Gajula Sandeep, Aged About 29 years, Occ. Software Engg., R/o. Budidagadda, Kothagudem.

..... RESPONDENT

.....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 C.C. No. 1564 of 2021, on the file of the 3RD Additional Judicial First Class Magistrate at Kothagudem, against the petitioners/Accused No. 1 to 6, herein

I.A. NO: 1 OF 2021

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 including appearance of the petitioners/Accused No. 1 to 6 in C.C. No. 1564 of 2021, on the file of the 3RD Additional Judicial First Class Magistrate at Kothagudem, against the petitioners/Accused No. 1 to 6

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri J SURESH BABU ,Advocate for the Petitioners and the SRI M.VIVEKANANDA REDDY, ASSISTANT PUBLIC PROSECUTOR on behalf of the Respondent No.1 and of Sri PULLA RAO YELLANKI Advocate for the Respondent No. 2

The Court made the following: ORDER

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION No.9647 OF 2021

ORDER:

This Criminal Petition is filed by the petitioners/A-1 to A-6 seeking to quash the proceedings in C.C.No.1564 of 2021, on the file of III Additional Judicial First Class Magistrate at Kothagudem. The offences alleged against the petitioners are under Sections 498-A and 506 of IPC.

2. Heard learned counsel for the petitioners and Sri M.Vivekananda Reddy, learned Assistant Public Prosecutor for the respondent – State. Perused the record.

3. The 2nd respondent lodged a complaint on 17.06.2021 stating that on 22.04.2016, her marriage was performed with A-1, and at the time of marriage, Rs.10 lakhs cash and 4 tulas of gold were given. She was blessed with a boy, who was around 4 years old at the time of lodging the complaint. A-1 started harassing the 2nd respondent both physically and mentally, asking her to bring additional dowry of Rs.5,00,000/- . A-1 used to threaten her by saying that to continue their marriage life, she had to bring additional dowry. On account of constant harassment by A-1, the 2nd respondent informed

A-2 and A-3, who are her parents-in-law, as well as A-4 to A-6, who are her sisters-in-law. However, they supported A-1's harassment. On 28.04.2025, all the members drove her out of the marital house. On the basis of the said complaint, a charge sheet was filed against these petitioners/A-1 to A-6.

4. Except for the omnibus allegation that the petitioners/A-2 to A-6 supported A-1, no other specific allegation forms the basis to array the petitioners as accused in the case. There are absolutely no allegations leveled against A-2 to A-6. Not a single event is narrated, nor is the manner in which the harassment took place described. Only on the basis of such vague allegations, A-2 to A-6 cannot be subjected to prosecution.

5. In **Kahkashan Kausar @ Sonam and others v. State of Bihar**¹, the Hon'ble Supreme Court held that in the absence of specific and distinct allegations against the accused, the proceedings can be quashed. Under Section 482 of Cr.P.C, the Court should be careful in proceeding against relatives

¹ (2022) 6 SCC 599

who are implicated solely on the basis of vague and omnibus allegations.

6. In view of the present facts of the case and the judgment of the Hon'ble Supreme Court cited above, the Criminal Petition is partly allowed and the proceedings against petitioners/A-2 to A-6 are quashed, while the proceedings against A-1 shall go on. Miscellaneous applications pending, if any, shall stand closed.

**SD/- MOHD. ISMAIL
DEPUTY REGISTRAR**

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SECTION OFFICER

To,

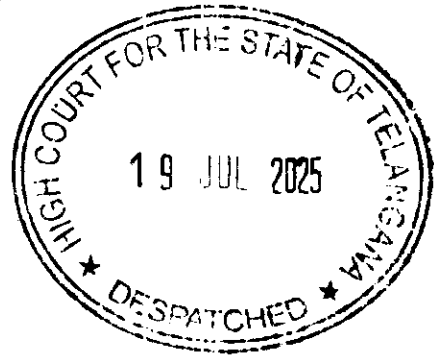
1. The 3rd Additional Judicial First Class Magistrate at Kothagudem, District
2. The Station House Officer, Kothagudem, Police Station Kothagudem, District
3. One CC to SRI. J SURESH BABU Advocate [OPUC]
4. One CC to SRI PULLA RAO YELLANKI Advocate [OPUC]
5. Two CCs to Public Prosecutor, High Court for the State of Telangana at Hyderabad [OUT]
6. **Two CD Copies**



HIGH COURT

DATED:28/03/2025

ORDER
CRLP.No.9647 of 2021



PARTLY ALLOWING THE CRIMINAL PETITION

(9)

KPS
6/6/25