

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

FRIDAY, THE TWENTIETH DAY OF DECEMBER
TWO THOUSAND AND TWENTY FOUR

:PRESENT:

THE HONOURABLE SMT JUSTICE JUVVADI SRIDEVI

IA No. 2 OF 2024

IN

CRLP NO: 15350 OF 2024

Between:

Sri Vattipally Rohith @ Mittu, S/o. V.Narsing Rao, Aged about 28 years, Occ. Employee,
R/o. Bharath Nagar, Uppal, M.M.District. (As per Chargesheet).

Petitioner/Accused No.2

(Petitioner in CRLP 15350 OF 2024
on the file of High Court)

AND

1. The State of Telangana, Represented by Police, Mahankali PS Through Public Prosecutor, High Court for State of Telangana at Hyderabad.
2. Sri Vattipally Ramesh, S/o. Rama Swamy, Aged about 49 years, Occ. Business, R/o.H.No.2-7-60, Bharath Nagar, Uppal, Hyderabad. (As per chargesheet)

... **Respondents**

(Respondents in-do-)

Counsel for the Petitioner:

SRI BAGLEKAR AKASH KUMAR

Counsel for the Respondents:

PUBLIC PROSECUTOR

Petition under Section 528 of BNSS praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to stay all further proceedings in C.C. No.1014 of 2022 on the file XI Additional Chief Metropolitan Magistrate at Secunderabad against the Petitioner /Accused No. 2 including personal appearance of the Petitioner / Accused No. 2, pending disposal of CRLP No. 15350 of 2024, on the file of the High Court.

The court while directing issue of notice to the Respondents herein to show cause as to why this application should not be complied with.(The receipt of this order will be deemed to be the receipt of notice in the case). The Court made the following

ORDER

This application is filed by the petitioner/ accused No.2 seeking to stay all further proceedings, including his appearance, in C.C.No.1014 of 2022 on the file of XI Additional Chief Metropolitan Magistrate, Secunderabad, registered for the

offences punishable under Sections 324, 448 and 506 r/w. 34 of IPC, pending disposal of the above criminal petition.

Heard Sri Baglekar Akash Kumar, learned counsel for petitioner and Mrs. S.Madhavi, learned Assistant Public Prosecutor appearing for the respondent-State.

Learned counsel for petitioner submits that accused No.1 and *de facto* complainant are brothers. The petitioner/accused No.2 is the son of accused No.1. He further submits that in the complaint, it is mentioned that accused No.1 and petitioner/accused No.2 have trespassed into the firm of *de facto* complainant, however, since accused No.1 and petitioner/accused No.2 are also having share in the said firm, the question of their trespassing into their own firm does not arise. The disputes between the parties are purely civil in nature. Hence, he prayed to grant stay of all further proceedings.

On the other hand, learned Assistant Public Prosecutor opposed for grant of stay stating that specific allegations are levelled against the petitioner.

Having regard to the submissions made by both the learned counsel and perused the material on record, it is apparent that there are property disputes between the family members. In the said circumstances, there shall be stay of all further proceedings in C.C.No.1014 of 2022 on the file of XI Additional Chief Metropolitan Magistrate, Secunderabad, till 11.02.2025.

//TRUE COPY//

SD/-K.SREERAMA MURTHY
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The XI Additional Chief Metropolitan Magistrate at Secunderabad
2. The Station House Officer, Mahankali Police Station, Hyderabad District.
3. Sri Vattipally Ramesh. S/o. Rama Swamy, Aged about 49 years, Occ. Business, R/o.H.No.2-7-60, Bharath Nagar, Uppal, Hyderabad. (As per chargesheet)(By RPAD)
4. One CC to SRI. BAGLEKAR AKASH KUMAR Advocate [OPUC]
5. Two CCs to PUBLIC PROSECUTOR Advocate [OPUC]
6. One spare copy

HIGH COURT

JSJ

DATED:20/12/2024

LIST THE MATTER ON 11.02.2025.

ORDER

I.A.NO.2 OF 2024
IN
CRLP.No.15350 of 2024



STAY