

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

MONDAY, THE SIXTH DAY OF JANUARY
TWO THOUSAND AND TWENTY FIVE

**:PRESENT:
THE HON'BLE SMT. JUSTICE JUVVADI SRIDEVI**

**IA No. 2 OF 2024
IN
CRL. P. NO: 16110 OF 2024**

Between:

1. Teku Ramesh, S/o. Narsiah, aged 33 years, Occupation: Driver, R/o. Shanakarapalli village, Kataram Mandal, Jayshankar Bhupalapalli District
2. Yellenki @ Ellnki Veeran Kumar, S/o. Bhadraiah, Age: 36 years, Occ:Business, R/o. H.No. 8-4-600/1, Ganeshnagar, Karimnagar Town and District.
3. Chintha Sadanandam, S/o. Mondaiah, Age 44 Years, Occ:Business, R/o. Pothireddypet village, Huzurabad Mandal, Karimnagar District.

Petitioners/Accused No. 1 to 3
(Petitioners in Crl. P.No. 16110 of 2024
on the file of High Court)

AND

1. The State of Telangana, represented by its Public Prosecutor, High Court for the State of Telangana, Hyderabad.
2. Endrala Mallesham, S/o. Komuraiah, Occ: Deputy Tahshildar, Mahadevapur, R/o. Kuchanapalli, V/o. Husnabad Mandal, Siddipet District

Respondents
(Respondents in-do-)

Petition under Section 528 of BNSS, praying that in the circumstances stated in the petition, the High Court may be pleased to stay of all further proceedings in C.C. No. 1439 of 2022 on the file of the Additional Judicial Magistrate of the First Class at Manthani, pending disposal of Crl. P. No. 16110 of 2024, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the grounds filed therein, and upon hearing the arguments of Sri R. Lakshmi Narasimha Rao, Advocate for the petitioners, and Addl. Public Prosecutor, for Respondent No.1, the Court made the following;

ORDER:

The Criminal Petition is filed seeking to quash the proceedings against petitioners/accused Nos.1 to 3 in C.C.No.1439 of 2022 on the file of the learned Additional Judicial Magistrate of First Class, Manthani, Peddapalli District for the

offences punishable under Sections 420 of I.P.C. and Section 7 of Essential Commodities Act, 1955.

Learned counsel for the petitioners would submit that the subject matter of this crime is covered by clause 17(D) of G.O.Ms.No.29, Consumer Affairs, Food and Civil Supplies (CS.I.CCS) dated 19.08.2016 of the Telangana State Public Distribution System (Control) Order, 2016 and that unless previous sanction is obtained from the District Collector concerned, he would submit that initiation proceedings against the petitioners is abuse of process of law. Therefore, he seeks to pass appropriate orders.

Learned Additional Public Prosecutor would submit that the matter requires further investigation and interference of this Court is not warranted.

This matter requires detailed examination.

In the meantime, there shall be stay of all further proceedings in C.C.No.1439 of 2022 on the file of the learned Additional Judicial Magistrate of First Class, Manthani, Peddapalli District, till 11.02.2025.

**SD/-N.RAJA GOPAL
ASSISTANT REGISTRAR**

//TRUE COPY//

SECTION OFFICER

To,

1. The Additional Judicial Magistrate of First Class, Manthani, Peddapalli District.
2. The Station House officer, Koyyur Police Station, Koyyur
3. Endrala Mallesham, S/o. Komuraiah, Occ: Deputy Tahshildar, Mahadevapur, R/o. Kuchanapalli, V/o. Husnabad Mandal, Siddipet District (BY RPAD)
4. Two CCs to Public Prosecutor, High Court for the State of Telangana, at Hyderabad (OUT)
5. One CC to Sri R. Lakshmi Narasimha Rao, Advocate (OPUC)
6. One Spare copy

HIGH COURT

JS,J

DATE: 06-01-2025

ORDER

I.A. NO. 2 OF 2024

IN

CRL.P. NO. 16110 OF 2024

STAY

