

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

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

:PRESENT:
THE HONOURABLE SMT JUSTICE JUVVADI SRIDEVI

IA No. 1 OF 2024
IN
CRLP NO: 16090 OF 2024

Between:

Syed Yaqubuddin @ Syed Azeezoddin,, S/o. Syed Faquroddin, Occupation
Branch Manager, in Riyadh (Four Wheeler spare parts marketing company,
R/o. H.No.6-6-966, Shivajinagar, Karimnagar Town and District

...Petitioner/Respondent
(Petitioner in CRLP 16090 OF 2024
on the file of High Court)

AND

1. The State of Telangana, Rep. by the Public Prosecutor, High Court at
Hyderabad
2. Syed Faqrudin @ Yasar, S/o. Syed Yaqubuddin @ Syed Azeezoddin, Aged
6 years, (Minor), represented by his natural mother and next friend i.e. Razia
Sultana, now residing at parental house bearing H. No .6-3-292 / 2, Khanpura,
Karimnagar Town and District

...Respondent No.2/Petitioner
(Respondents in-do-)

Counsel for the Petitioners : SRI M.A.K. Mukheed
Counsel for the Respondent No.1 : Addl. PUBLIC PROSECUTOR

Petition under Section 528 of BNSS, praying that in the circumstances stated
in the grounds filed in support of the petition, the High Court may be pleased to stay
all further proceedings in FCMC.No.1 of 2022 on the file of Judge, Family Court -
CUM-IV Additional District & Sessions Judge at Karimnagar, pending disposal of
CRLP No. 16090 of 2024, on the file of the High Court.

The Court made the following

ORDER:

This application is filed seeking to grant stay of all further proceedings
against petitioner/respondent in F.C.M.C.No.1 of 2022 on the file of Judge,
Family Court-cum-IV Additional District and Sessions Judge at Karimnagar,
Pending disposal of the above criminal petition.

Heard learned counsel for the petitioner and learned Additional Public
Prosecutor appearing for the State.

Learned counsel for the petitioner submits that mother of respondent
No.2 executed a Mutual agreement-cum-Full and Final Settlement dated

30.07.2021. He further submits that as per clause No.5 of the said agreement it was agreed that the mother of respondent No.2 will not claim any maintenance for herself or child, and hence, prayed to stay the impugned order.

Learned Additional Public Prosecutor submitted that respondent No.2 has no means to maintain himself and there is no illegality or irregularity in the impugned order and prayed to dismiss the application.

Having regard to both sides and on perusal of the record it is apparent that there is a Mutual agreement-cum-Full and Final Settlement dated 30.07.2021 and as per clause No.5 of the said agreement it was agreed that the petitioner's wife will not claim any maintenance amount for herself or child. In the said circumstances, there shall be stay of all further proceedings against petitioner/respondent in F.C.M.C.No.1 of 2022 on the file of Judge, Family Court-cum-IV Additional District and Sessions Judge at Karimnagar, till 11.02.2025.

//TRUE COPY//

SD/-V.KAVITHA
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The Judge, Family Court-cum-IV Additional District and Sessions Judge at Karimnagar.
2. Smt. Razia Sultana, now residing at parental house bearing H. No .6-3-292 / 2, Khanpura, Karimnagar Town and District
(on behalf of Syed Faqrudin @ Yasar, S/o Syed Yaqubuddin @ Syed Azeezoddin, being minor) (by RPAD)
3. One CC to Sri M.A.K. Mukheed, Advocate [OPUC]
4. Two CCs to PUBLIC PROSECUTOR, High Court at Hyderabad. (OUT)
5. One spare copy

HIGH COURT

JS,J

DATED:06/01/2025

ORDER

I.A.NO.1 OF 2024
IN
CRLP.No.16090 of 2024

STAY

