

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

FRIDAY, THE TWELFTH DAY OF JULY
TWO THOUSAND AND TWENTY FOUR

:PRESENT:

THE HONOURABLE SRI JUSTICE N.TUKARAMJI

IA.NO.3 OF 2015 (CrI.RC.MP(SR).No.25175 of 2015)

IN

CRIMINAL REVISION CASE NO: 1353 OF 2019

Between:

Dr. (Col) M.Sitaram, S/o. Late M.Rama Rao

...Petitioner

AND

1. The State of Telangana, rep by Public Prosecutor, High Court at Hyderabad for the State of Telangana.
2. T.S.Anand Kumar, S/o. Late VTS Murthy, Occ: Advocate, R/o. Flat No. 312, III Floor, Sagar Residency, Indira Nagar, APHB Colony, Moula Ali, Hyderabad.

...Respondents

Petition under Section 482 of Cr.P.C., praying that in the circumstances stated in the grounds filed in the Revision, the High Court may be pleased to stay all further proceedings in C.C. No. 2595 of 2014 on the file of III Additional Chief Metropolitan Magistrate, Nampally, Hyderabad, including the appearance of the petitioner.

The petition coming on for hearing, upon perusing the petition and the grounds filed in CrI.R.C., and the order of the High Court dated. 30-07-2015, 25-10-2018, 15.11.2018 & 18-12-2018 made in CrIRCMP.No.2318 of 2015, order dated 12-10-2018 made in IA.No. 1/2018 and order dated 23-04-2019 made in IA Nos. 1, 2 & 3 of 2018, IA.No.1 of 2019, and order dt. 28-10-2019 and order dt. 06-11-2019 in IA No.3 of 2019, order dated 26.11.2019 made in CrI.R.C. No. 1353 of 2019 and order dated 31-12-2019 made in IA.No.4 of 2019 and order dated 17.02.2020 and made in IA.No.1 of 2020 & order dated 23-04-2021 made in IA.No.2 of 2020 & order dated 25-08-2021 made in IA.No.1 of 2021 & order dated 27.09.2021 made in CrI.RC.1353 of 2019, 15.11.2023 made in I.A No. 1 of 2023, 22.01.2024 & 06.02.2024 made herein, 01.03.2024 made in IA.No.1 of 2024, 15.03.2024 made in IA.No.3 of 2024 & 22.04.2024 made in IA.No.4 of 2024 & 30.04.2024 and order dated 03.05.2024,

14.06.2024 & 24.06.2024 made herein and upon hearing the arguments of Sri Prashanth, Learned counsel representing M/s. Indus Law Firm, Advocate for the Petitioner and Public Prosecutor for the Respondent No.1, Ms. S, Madhavi, learned counsel as Amicus Curiae on behalf of the Respondent No.2 the Court made the following

ORDER:-

Learned counsel appearing for the revision petitioner seeks a week's time to get instructions as to the current status of the Calendar Case initiated on the police report, the provision of law which bars simultaneous prosecution through police and private complaint and the applicability of the dictum of the Hon'ble Supreme Court in the case of Jacob Mathew vs. State of Punjab, which specifies that the private complaint alleging medical negligence shall be annexed with certification of a qualified Doctor making out prima facie case of negligence.

On his request, list this matter on 19.07.2024.

Meanwhile, the interim order granted earlier by this Court on 30.07.2015 shall stand extended.

SD/- V.KAVITHA
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To

1. The III Additional Chief Metropolitan Magistrate, Nampally, Hyderabad.
2. Two CCs to the Public Prosecutor, High Court, Hyd (OUT)
3. One CC to M/s. Indus Law Firm, Advocate (OPUC)
4. One spare Copy.

HIGH COURT

NTR,J

DATED: 12.07.2024

POST ON: 19.07.2024

ORDER

**IA.NO.3 OF 2015 (CrI.RC.MP(SR).No.25175 of 2015)
IN
CRLRC.No.1353 of 2019**

INTERIM ORDER EXTENDED

