IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

WEDNESDAY, THE TWENTY FIRST DAY OF OCTOBER TWO THOUSAND AND TWENTY

PRESENT THE HONOURABLE SRI JUSTICE K.LAKSHMAN

CRIMINAL PETITION NO: 5236 OF 2020

Between:

Maninder Singh, S/o Paramjeet singh
 Kuldeep Kaur, W/o Late Paramjeet Singh

3. Harpreet Kaur, W/o Bhupinder singh

...PETITIONERS/ PETITIONERS

1. The State of Telangana, represented by Public Prosecutor, High Court for the State of Telangana, at Hyderabad.

2. Jagdeep Kaur, W/o Amarjeet Singh

...RESPONDENT/ RESPONDENTS

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 Crime issued by vide F.I.R No.532 of 2020, for the offence Punishable under the head of section of 498A of I.P.C and section 3 and 4 of the D.P.Act, against this Petitioners/ accused No.1 to 3, registered on the Limits of the Station House Officer of P.S, Alwal, arising there from the information of respondent No.2

I.A. NO: 2 OF 2020

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 the Proceedings, including the arrest of this Petitioner/ accused No.1 to 3, in Crime issued by Vide F.I.R No. 532 of 2020, for the offence Punishable under the head of Section of 498A of I.P.C and section 3 and 4 of D.P. Act, against this Petitioner/ accused No.1 to 3, registered on the Limits of the Station House Officer of P.S. Alwal, arising therefrom the information of the respondent No.2

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri M.RATAN SINGH, Advocate for the Petitioners and of the Public Prosecutor (TG) on behalf of the Respondent No.1.

The Court made the following: ORDER

THE HONOURABLE SRI JUSTICE K. LAKSHMAN CRIMINAL PETITION No.5236 OF 2020

ORDER:

This application is filed under Section 482 Cr.P.C., to quash the proceedings in Crime No.532 of 2020 on the file of Alwal Police Station, Cyberabad Commissionerate. The petitioners herein are accused Nos.1 to 3 in the above said crime. The offences alleged against the petitioners are under Sections 498-A of IPC and Sections 3 and 4 of Dowry Prohibition Act.

- 2. Heard Sri M.Ratan Singh, learned counsel for the petitioners and learned Public Prosecutor. Perused the record.
- 3. The marriage of petitioner No.1 with respondent No.2 was performed on 28.10.2015 and thereafter, disputes arose between them. On 22.02.2020, they have decided to take divorce and petitioner No.1 has agreed to pay an amount of Rs.3,72,000/- to respondent No.2. There is exchange of correspondence between them. The said facts would reveal that there are matrimonial disputes between petitioner No.1 and respondent No.2.
- 4. Considering the said facts, and also the fact that the punishment prescribed for the offences alleged against the petitioners is imprisonment of seven years or below seven years, the Criminal Petition is disposed of directing the Police,

Alwal Police Station, Cyberabad Commissionerate, to follow the procedure laid under Section 41-A of Cr.P.C., and also the guidelines issued by the Apex Court in Arnesh Kumar v. State of Bihar and another1. The Police are directed not to arrest the petitioners till the completion of investigation and filing of final report.

Miscellaneous petitions pending, if any, shall stand closed.

(2014) 8 SCC 273

Sd/-K.AMMAJI ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

1. The Station House Officer, Alwal Police Station, Cyberabad Commissionerate. 2. Two CCs to Public Prosecutor, High Court for the State of Telangana, Hyderabad One CC to Sri M.Ratan Singh, Advocate (OPUC)
 Two CD Copies

Kj.

HIGH COURT

DATED:21/10/2020



ORDER

CRLP.No.5236 of 2020

DISPOSING OF THE CRL.P.