

**(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

MONDAY, THE SECOND DAY OF FEBRUARY
TWO THOUSAND AND TWENTY SIX

:PRESENT:

**THE HONOURABLE SRI JUSTICE J SREENIVAS RAO
CRIMINAL PETITION NO: 1170 OF 2026**

Between:

Manda Vidya Sagar, S/o Sathya Narayana Reddy.

Petitioner/Accused

AND

1. The State of Telangana, Through P.S.Petbasheerabad Rep. by Public Prosecutor High Court, High Court Buildings, Hyderabad
2. Sri Prasad Rao Gannamaneni, s/o Narsinga Rao, Aged. 48 years, Occ.Business, R/o.H.No.5-3-418/26/2, Shells, Dari nagar, SP Nagar, Kukatpally, Medchal Malkajgiri- TG

Respondents/Defacto Complainant

WHEREAS the Petitioner above named through his Advocate Sri SHIVA KUMAR KONNE presented this Petition under Section 528 of BNSS, praying that in the circumstances stated in the grounds filed in support of the Criminal Petition, the High Court may be pleased to quash the proceedings against the petitioner/accused, in Crime No. 124 of 2026 on the file of Petabasheerabad Police Station which comes under the jurisdiction of the IX ADDL. FIRST CLASS JUDICIAL MAGISTRATE, CYBERABAD AT -Medchal-Malkajgiri-Dist for the offences U/s. 316(2), 318(4) BNS, in the interest of Justice.

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of Sri Abhijeet, counsel representing Sri SHIVA KUMAR KONNE Advocate for the Petitioner, and the Additional Public Prosecutor for the Respondent No. 1, directed issue of notice to the Respondent No. 2 herein to show cause as to why this CRIMINAL PETITION should not be admitted.

You viz:

Sri Prasad Rao Gannamaneni, s/o Narsinga Rao, Aged. 48 years, Occ.Business, R/o.H.No.5-3-418/26/2, Shells, Dari nagar, SP Nagar, Kukatpally, Medchal Malkajgiri- TG

are directed to show cause on or before 09.02.2026 to which date the case stands posted as to why in the circumstances set out in the petition and the memorandum of

grounds filed therewith (copy enclosed) this CRIMINAL PETITION should not be admitted.

The Court made the following:

ORDER

Mr. Abhijeet, learned counsel representing Mr. Shiva Kumar Konne, learned counsel for the petitioner, submits that the petitioner has not committed the alleged offences and has been falsely implicated in the present case. Even according to the allegations made in the complaint, the ingredients of the offences under Sections 316(2), 318(4) of BNS are not attracted. He further submitted that the offences levelled against the petitioner are punishable with imprisonment below seven years. However, the Investigation Officer, without following the mandatory procedure as prescribed under Section 35 (3) of the BNSS and the guidelines issued by the Apex Court in *Arnesh Kumar v. State of Bihar*¹, proceeding with the investigation. Hence, the continuation of the proceedings against the petitioner is a clear abuse of process of law.

Taking into consideration the above said submissions, this Court is of the view that the grounds, which were raised by the learned counsel for the petitioner, require detailed examination.

Notice before admission.

Learned counsel for the petitioners is permitted to take out personal notice to respondent No.2 by way of speed post with acknowledgment due and file proof of service.

Learned Additional Public Prosecutor takes notice on behalf of respondent No.1 and seeks a week's time to obtain instructions.

Post on 09.02.2026, in the 'adjourned motion list'.

SD/- L. VIJAYA LAXMI
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

¹ 2014 8 SCC 273

To,

1. Sri Prasad Rao Gannamaneni, s/o Narsinga Rao, Aged. 48 years, Occ.Business, R/o.H.No.5-3-418/26/2, Shells, Dari nagar, SP Nagar, Kukatpally, Medchal Malkajgiri- TG (by SPAD- along with a copy of petition and memorandum of grounds)
2. One CC to SRI. SHIVA KUMAR KONNE Advocate [OPUC]
3. Two CCs to PUBLIC PROSECUTOR, High Court of Telangana at Hyderabad [OUT]
4. One spare copy

HIGH COURT

JSR, J

DATED:02/02/2026

**POST ON 09.02.2026 IN THE
'ADJOURNED MOTION LIST'.**

NOTICE BEFORE ADMISSION

CRLP.No.1170 of 2026

