

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

THURSDAY, THE TWENTIETH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY FIVE

**:PRESENT:
THE HON'BLE SRI JUSTICE B.VIJAYSEN REDDY**

WRIT PETITION NO: 5249 OF 2025

Between:

Dr. A.B.S. Sastry, S/o. Late ARLN Sarma, Aged: 61 Yrs, Occ: Former Medical Practitioner/Advocate, R/o. Villa No. 28, Nakshatra Housing Society, Siddhanthi, Shamshabad, Ranga Reddy Dist., Hyderabad, T.G.

Petitioner

AND

1. The State of Telangana, Rep. by its Principal Secretary, Home Department, Secretariat Buildings, Hyderabad
2. The Director General of Police, Telangana State, Lakdikapool, Hyderabad.
3. The Commissioner of Police, Cyberabad Commissionerate, Cyberabad, Ranga Reddy Dist.
4. The Dy. Commissioner of Police, RGIA P.S. Shamshabad, Cyberabad Commissionerate, Cyberabad, Ranga Reddy Dist.
5. The Station House Officer, RGIA P.S. Shamshabad, Cyberabad Ranga Reddy Dist.
6. The Director of Prosecutions, Telangana State, # DGP Office Complex, Floor No.3, Saifabad, Hyderabad-500 004
7. Gogineni Sudharshan Sai, S/o. G. Srinivasa Rao, R/o. Villa No. 27, Nakshatra Housing Society, Siddhanthi, Shamshabad, Ranga Reddy Dist., Telangana-501218.

Respondents

WHEREAS the petitioner above named through his Advocate Sri Nadella Venkateswara Rao, presented this petition under Article 226 of the Constitution of India, praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue an order or direction more particularly one in the nature of Writ of Mandamus declaring the inaction of the Respondent Nos. 3 to 6 in not seizing the Passport of the Respondent No.7 in Crime No.353 of 2023 of RGI Airport Police Station in SC POCSO No.372/2023, pending on the file of Spl. Sessions Judge for Trial and Disposal of POCSO Cases, Rajendranagar, Ranga Reddy District in pursuance of the representation dt.18.2.2025 of the petitioner, as Illegal, Arbitrary, Violation of Principles of Natural Justice and in violation of Article 14 and 21 of the Constitution of India and Consequently to direct the Respondent Nos. 3 to 6 to seize the Passport of the Respondent No.7 in Crime No.353 of 2023 of RGI Airport Police Station. Cyberabad, Ranga Reddy District:

AND WHEREAS the High Court upon perusing the petition and affidavit filed therein, and upon hearing the arguments of Sri Nadella Venkateswara Rao, Advocate for the Petitioner, directed issue of notice to the Respondent No.7 herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

Gogineni Sudharshan Sai, S/o. G. Srinivasa Rao, R/o. Villa No. 27, Nakshatra Housing Society, Siddhanthi, Shamshabad, Ranga Reddy Dist., Telangana-501218.

are directed to show cause on or before 13-03-2025 to which date the case stands posted as to why in the circumstances set out in the petition and the affidavit filed therewith (copy enclosed) this WRIT PETITION should not be admitted.

IA NO: 1 OF 2025:

Petition under Section 151 of CPC, praying that in the circumstances stated in the affidavit filed in the writ petition, the High Court may be pleased to direct the Respondent Nos.3 to 6 immediately to prevent fleeing of Respondents No.7 from India by seizing his passport in Crime No. 353 of 2023 of RGI Airport Police Station, Cyberabad to ensure presence of Respondent No.7 in criminal proceedings in SC POCSO No.372/2023 on the file of Spl. Sessions Judge for Trial and Disposal of POCSO Cases, Rajendranagar, Ranga Reddy District, pending disposal of WP No. 5249 of 2025, on the file of the High Court.

The Court made the following: ORDER:

Learned Assistant Government Pleader for Home shall get instructions by the next date of hearing.

It is the apprehension of the petitioner that respondent No.7, who is facing prosecution in S.C. POCSO No.372 of 2023 and also other serious offences, is trying to flee away from India; if he flees away, it would be difficult to get him back and make him face prosecution; thus, requested this Court to pass orders directing respondent No.5 - the Station House Officer, RGIA Police Station, Shamshabad, Cyberabad, Ranga Reddy District, to seize passport of respondent No.7.

Learned Assistant Government Pleader for Home submits that charge sheet has been filed against respondent No.7 and another person.

In the circumstances, the petitioner is given liberty to submit representation to respondent No.4 requesting to open Lookout Circular (LoC) against respondent No.7 and on such representation, forthwith action shall be taken by respondent No.4 within a period of three (3) days therefrom.

Issue notice to respondent No.7.

Learned counsel for the petitioner is permitted to take out personal notice to respondent No.7 under registered post with acknowledgment due and file proof of service by the next date of hearing.

Post on 13-03-2025.

Sd/- P.PADMANABHA REDDY
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary, Home Department, State of Telangana, Secretariat Buildings, Hyderabad
2. The Director General of Police, Telangana State, Lakdikapool, Hyderabad.
3. The Commissioner of Police, Cyberabad Commissionerate, Cyberabad. Ranga Reddy Dist.
4. The Dy. Commissioner of Police, RGIA P.S. Shamshabad, Cyberabad Commissionerate, Cyberabad, Ranga Reddy Dist.
5. The Station House Officer, RGIA P.S. Shamshabad, Cyberabad Ranga Reddy Dist.
6. The Director of Prosecutions, Telangana State, # DGP Office Complex, Floor No.3, Saifabad, Hyderabad-500 004 (Addressees 1 to 6 BY RPAD)
7. Gogineni Sudharshan Sai, S/o. G. Srinivasa Rao, R/o. Villa No. 27, Nakshatra Housing Society, Siddhanthi, Shamshabad, Ranga Reddy Dist., Telangana-501218. (BY RPAD along with a copy of petition and affidavit)
8. Two CCs to GP for Home, High Court for the State of Telangana, at Hyderabad (OUT)
9. One CC to Sri N.Venkateswara Rao, Advocate (OPUC)
10. One Spare Copy

HIGH COURT

BVR,J

DATE: 20-02-2025

NOTE: POST ON 13-03-2025

NOTICE BEFORE ADMISSION

WP. NO. 5249 OF 2025

DIRECTION

