

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

THURSDAY, THE SIXTEENTH DAY OF APRIL
TWO THOUSAND AND TWENTY SIX

:PRESENT:
THE HONOURABLE SRI JUSTICE J SREENIVAS RAO
CRLP NO: 5657 OF 2026

Between

Sidduri Srinivas, S/o. Babu Rao,

.....PETITIONER/Accused No.4

AND

1. State of Telangana, Rep. by its Public Prosecutor, High Court for the State of Telangana, Hyderabad.

2. Sri. Dr. Guna Shekar Yalamandala, S/o. Naga Bhushanam, Occ. Doctor, R/o. Flat No. 301, Vaastu Enclave, 1st Cross Roads, Shilpa park Sherilingampally, Kondapur, Rangareddy District.

Respondents/Complainant

WHEREAS the Petitioner above named through his Advocate SRI. PALLE SRIHARINATH presented this Petition under Section 528 of B.N.S.S. praying that in the circumstances stated in the grounds filed in support of the CRIMINAL PETITION, the High Court may be to Quash the Criminal Proceedings initiated against Petitioner/Accused No. 4 in FIR No. 177 of 2026 dt. 28/03/2026 on the file of SHO Kollur Police Station, Cyberabad for the offence U/s. 318 (4), 316 (2) r/w 3 (5) of BNS .

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of Sri. PALLE SRIHARINATH Advocate for the Petitioner, and 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. Dr. Guna Shekar Yalamandala, S/o. Naga Bhushanam, Occ. Doctor, R/o. Flat No. 301, Vaastu Enclave, 1st Cross Roads, Shilpa park Sherilingampally, Kondapur, Rangareddy District.

are directed to show cause on or before 05.05.2026 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.

I.A. NO: 2 OF 2026

Petition under Section 528 of B.N.S.S. praying that in the circumstances stated in the grounds filed in support of the CRIMINAL PETITION, the High Court may be to stay all further proceedings including arrest of Petitioner/Accused No. 4 in FIR No. 177 of 2026 dt. 28/03/2026 on the file of SHO Kollur Police Station, Cyberabad pending disposal of the Quash Proceedings.

The Court made the following:

ORDER

Notice before admission.

Learned Additional Public Prosecutor takes notice on behalf of respondent No.1 and seeks time to get instructions and to proceed with the matter.

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

Post on 05.05.2026.

Mr. Palle Sriharinath, learned counsel for the petitioner submits that the petitioner has not committed the alleged offences and has been falsely implicated in the present case. The entire allegations are levelled against other accused. The petitioner is discharging his official duties as Chief Financial Officer in Airavath Hospital and there are no allegations much less specific allegations to attract the ingredients of the offences under Sections 318(4), 316(2) read with 3(5) of the Bharatiya Nyaya Sanhita, 2023. The petitioner has not received any amount from respondent No.2 or other accused and there is no conspiracy between the petitioner and other accused. Hence, the continuation of the proceedings against the petitioner is a clear abuse of process of law.

He further submits that the offences levelled against the petitioner are punishable with imprisonment of less than seven years and the Investigating Officer, without following the mandatory procedure prescribed under Section 35(3) of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') and without following

the guidelines formulated by the Hon'ble Supreme Court in *Arnesh Kumar Vs. State of Bihar*¹, is proceeding further in the matter and the same is contrary to law.

Taking into consideration the above submissions, this Court is of the *prima facie* view that there is force in the submissions made by the learned counsel for the petitioner. However, this Court would not be justified in granting a stay of further investigation pending the proceedings under Section 528 of the BNSS.

Hence, the Investigating Officer is directed to follow the due procedure as contemplated under the provisions of the BNSS and guidelines issued by the Hon'ble Supreme Court in the judgment of *Arnesh Kumar supra*, insofar as petitioner is concerned.

Sd/- N.SRIHARI
DEPUTY REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Special Judicial Magistrate of First-Class Prohibition and Excise Offences Court at Sangareddy.
2. The Station House Officer, Kollur Police Station, Cyberabad Commissionerate.
3. Sri. Dr. Guna Shekar Yalamandala, S/o. Naga Bhushanam, Occ. Doctor, R/o. Flat No. 301, Vaastu Enclave, 1st Cross Roads, Shilpa park Sherilingampally, Kondapur, Rangareddy District.[by SPAD-along with a copy of petition and memorandum of grounds]
4. One CC to Sri. PALLE SRIHARINATH Advocate [OPUC]
5. Two CCs to PUBLIC PROSECUTOR High Court for the State of Telangana, at Hyderabad [OUT]
6. One spare copy

HIGH COURT

JSR, J

DATED: 16-04-2026

NOTICE BEFORE ADMISSION



POST ON 05.05.2026

CRLP.No.5657 of 2026

DIRECTION