

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

MONDAY, THE EIGHTEENTH DAY OF MARCH
TWO THOUSAND AND TWENTY FOUR

:PRESENT:

THE HONOURABLE SMT JUSTICE K. SUJANA

CRIMINAL PETITION NO: 2967 OF 2024

Between:

1. Sania @ Rasheeda Sultana, W/o. Imran Khan, Aged about 25 years, Occ: Advocate, R/o H.No.6-1-60, Hanumanpur, Near Menaka Talkies, Mahboobnagar.
2. Mujeeb @ Younus, S/o. Md. Yousuf, Aged about 51 years, Occ: Driver, R/o H.No.6-1-60, Hanumanpur, Near Menaka Talkies, Mahboobnagar.
3. Wajida @ Wajeeda Sulthana, W/o. Younus, Aged about 43 years, Occ: Household, R/o H.No.6-1-60, Hanumanpur, Near Menaka Talkies, Mahboobnagar.
4. Shabana @ Shabana Sultana, W/o. Althaf, Aged about 38 years, Occ: Household, R/o H.No.6-1-60, Hanumanpur, Near Menaka Talkies, Mahboobnagar.
5. Mohd. Thaher, S/o. Md. Ghouse, Aged about 32 years, Occ: Business, R/o H.No.6-1-60, Hanumanpur, Near Menaka Talkies, Mahboobnagar.

...Petitioners/Accused

AND

1. The State of Telangana, Through Public Prosecutor, High Court for the State of Telangana at Hyderabad.
2. Nisha Sulthana, W/o. Nayum Khan, Aged about 50 years, Occ: Household, R/o H.No.6-3-43/4/B/3, New Habeebnagar, Mahaboobnagar.

...Respondents

WHEREAS the Petitioner above named through their Advocate Sri. MOHAMMED ZUBAIR AKRAM presented this Petition under Section 482 of Cr.P.C, 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 C.C.No.387 of 2023 on the file of I Additional District Court Judge, at: Mahaboobnagar as the same is untenable either on facts or under law.

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of Sri. MOHAMMED ZUBAIR AKRAM, Advocate for the Petitioners and the 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:

Nisha Sulthana, W/o. Nayum Khan, Occ: Household, R/o H.No.6-3-43/4/B/3, New Habeebnagar, Mahaboobnagar.

are directed to show cause on or before 12.04.2024 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.

IA NO: 1 OF 2024

Petition under Section 482 of CPC praying that in the circumstances stated in the grounds filed in support of the Criminal Petition, the High Court may be pleased to Stay all further proceedings in C.C.No.387 of 2023 on the file of I Additional District Court Judge, at: Mahaboobnagar including appearance of the Petitioners, pending disposal of CRLP No.2967 of 2024, on the file of the High Court.

THE COURT MADE THE FOLLOWING ORDER:

"Heard learned counsel for the petitioners/A1 to A5.

Issue notice to respondent No.2.

Learned counsel for the petitioners/A1 to A5 is also permitted to take out personal notice to respondent No.2 by registered post with acknowledgment due and file proof of service in the Registry by the next date of hearing.

List on 12.04.2024.

After arguing for some time, when this Court has expressed its opinion stating that the said contentions are disputed questions of fact which need to be gone into by the trial Court, learned counsel for the petitioners restricted his prayer to the extent of dispensing with the appearance of the petitioners/A1 to A5 before the trial Court.

Hence, the appearance of the petitioners/A1 to A5 before the trial Court is dispensed with unless their appearance is specifically required during the course of trial, subject to the condition of petitioners/A1 to A5 being represented by their counsel on every date of hearing."

**SD/-K. SREERAMA MURTHY
ASSISTANT REGISTRAR**

//TRUE COPY//

SECTION OFFICER

To,

1. The 1st Additional Court Judge, at Mahaboobnagar.
2. The Station House Officer, Police Station 1-Town, Mahabubnagar District.
3. Nisha Sulthana, W/o. Nayum Khan, Occ: Household, R/o H.No.6-3-43/4/B/3, New Habeebnagar, Mahaboobnagar (by RPAD along with a copy of petition and memorandum of grounds)
4. One CC to Sri. Mohammed Zubair Akram, Advocate [OPUC].
5. Two CCs to PUBLIC PROSECUTOR, High Court for the State of Telangana at Hyderabad [OUT].
6. One spare copy

HIGH COURT

SKS,1J

DATED: 18/03/2024

LIST ON 12.04.2024

NOTICE BEFORE ADMISSION

CRLP.No.2967 of 2024



APPEARANCE OF PETITIONER IS DISPENSING WITH