



**IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD
(Special Original Jurisdiction)**

**WEDNESDAY, THE TWENTY NINTH DAY OF OCTOBER
TWO THOUSAND AND TWENTY FIVE**

PRESENT

THE HONOURABLE SRI JUSTICE N.TUKARAMJI

WRIT PETITION NO: 5855 OF 2018

Between:

Fahad Sajjad, S/o Mohammed Sajjad Mohiuddin, Aged about 32 years, R/o H.No.13-6-825/40/A, Mehdi Colony, Plot No.18, Langar House, Hyderabad, Telangana State.

...PETITIONER

AND

1. The State of Telangana, Rep by its Principal Secretary Home Department Secretariat, Hyderabad.
2. The Commissioner of Police, Rachakonda Police Commissionerate, Gachi Bowli, R.R.District, Telangana State.
3. The Deputy Commissioner of Police, L.B.Nagar, Ranga Reddy District, Telangana State.
4. The Assistant Commissioner of Police, L.B.Nagar, Ranga Reddy District, Telangana State.
5. The Station House Officer, Women Police Station, Saroorangar, Ranga Reddy District, Telangana State.
6. Smt. Yasmin, W/o Fahad Sajjad, Aged about 25 years, Occ. Housewife, R/o H.No.11-4-30/7, Venkateshwara Colony, Road No.4, Saroomnagar, Ranga Reddy District, Telangana State.

...RESPONDENTS

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 appropriate writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the Respondent police in regularly calling the petitioner to the police under the guise of respondent No.6 foisted a case against the petitioner and his family members without following due process of law as illegal, arbitrary, unconstitutional and violation of principles of natural justice apart from being violation of Article 14 and 21 of the Constitution of India



2025:TSHC:57499

IA NO: 1 OF 2018

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to direct the respondent No.5 not to arrest the petitioner and his family members, pending disposal of the main writ petition

Counsel for the Petitioner: SRI. MOHAMMED ASLAM

Counsel for the Respondent Nos. 1to5: SRI D. PRADEEP , AGP FOR HOME

Counsel for the Respondent No.6:--

The Court made the following: ORDER



2025:TSHC:57499

THE HONOURABLE SRI JUSTICE N.TUKARAMJI

WRIT PETITION No. 5855 OF 2018

ORDER:

This Writ Petition is filed under Article 226 of the Constitution of India seeking the following relief:

"...to issue an appropriate writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the Respondent police in regularly calling the petitioner to the police under the guise of respondent No. 6 foisted a case against the petitioner and his family members without following due process of law, as illegal, arbitrary, unconstitutional and violation of principles of natural justice apart from being violation of Articles 14 and 21 of the Constitution of India and to pass such other order or orders..."

2. None appeared on behalf of the petitioner.
3. Mr. D. Pradeep, learned Assistant Government Pleader for Home, appearing on behalf of respondent Nos. 1 to 5, submits that the allegation that the respondents/Police have been regularly summoning the petitioner under the guise of investigation in a crime registered on the report of respondent No. 6 is unfounded. He clarifies that the interaction of the Police with the petitioner was only in connection with the inquiry pertaining to Crime No. 28 of 2018, which was registered based on the report filed by respondent No. 6. Therefore, the allegations made in the writ petition are false and baseless.



4. He further submits that, based on a report filed by the petitioner, another crime was registered as Crime No. 137 of 2018 dated 21.02.2018 for the offence punishable under Section 323 of the Indian Penal Code, 1860. It is thus contended that, except in the lawful exercise of their official duties, the respondents/Police authorities have not interfered with or summoned the petitioner in any unauthorized manner. Accordingly, the learned Assistant Government Pleader prays for dismissal of the writ petition.

5. I have perused the material available on record.

6. The petitioner contends that he has been repeatedly summoned to the police station by the respondents/Police authorities under the pretext of crime proceedings. On the other hand, the explanation offered by the respondents indicates that the petitioner's presence was secured only in connection with inquiries pertaining to the crimes lawfully registered.

7. Having regard to the rival contentions and considering the scope and limitations of police authority even during the pendency of crime proceedings, this Court deems it appropriate to direct that the respondents/Police authorities shall not summon or call the petitioner to the police station except in strict accordance with law and by following due process.



8. With the above direction, the Writ Petition is disposed of. There shall be no order as to costs.

Pending miscellaneous applications, if any, shall stand closed.

SD/- T.SRINIVASA REDDY
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER /

To,

1. The Principal Secretary Home Department Secretariat, T.S., Hyderabad.
2. The Commissioner of Police, Rachakonda Police Commissionerate, Gachi Bowli, R.R.District, Telangana State.
3. The Deputy Commissioner of Police, L.B.Nagar, Ranga Reddy District, Telangana State.
4. The Assistant Commissioner of Police, L.B.Nagar, Ranga Reddy District, Telangana State.
5. The Station House Officer, Women Police Station, Saroorangar, Ranga Reddy District, Telangana State.
6. One CC to SRI. MOHAMMED ASLAM Advocate [OPUC]
7. Two CCs to GP FOR HOME ,High Court for the State of Telangana. [OUT]
8. Two CD Copies

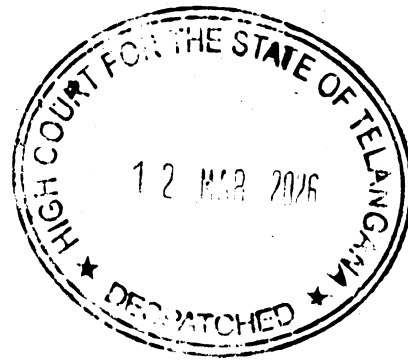
B M



2025:TSHC:57499

HIGH COURT

DATED:29/10/2025



ORDER

WP.No.5855 of 2018

**DISPOSING OF THE WRIT PETITION
WITHOUT COSTS**

(11)
24/02/26
D.S.