

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

TUESDAY, THE TENTH DAY OF MARCH

TWO THOUSAND AND TWENTY SIX

**:PRESENT:
THE HONOURABLE SRI JUSTICE J SREENIVAS RAO**

CRIMINAL PETITION NO: 3421 OF 2026

Between:

1. Chanda Pandu Ranga Rao, S/o Ch. Gopala,
2. Chanda Prudhvi Raj, S/o Chanda Pandu Ranga,

Petitioners/Accused No.1 & 2

AND

1. The State of Telangana, Rep. by the Station House Officer, P.S. Meerpet, Rachakonda Commissionerate, Ranga Reddy District.

Respondent No.1

2. Uppala Nagesh, S/o Srinivasulu, R/o 215, B-Block, Golden Homes, Satya Devaki Residency, ZP Road, Valmiki Ambedkar Awas Yojana, Hanuma nagar, Hastinapuram, Hyderabad, Telangana - 500079.

Respondent No.2/De-facto Complainant

WHEREAS the Petitioners above named through their Advocate Ms KEERTHI SIMHA 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 pleased to call for the records and examine the same in pursuance to the C.C. No.4819 of 2025 of the file of VIth Addl. Metropolitan Magistrate - cum - Judicial Magistrate First Class, Rangareddy at L.B Nagar arising out of Crime No. 1284 of 2025 dated 08.10.2025 on the file of P.S Meerpet of Rachkonda Commissionerate limits under Section 316(2), 318(4) r/w 3(5) BNS against the petitioners herein and quash the same.

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of Ms KEERTHI SIMHA Advocate for the Petitioners, 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:

Uppala Nagesh, S/o Srinivasulu, R/o 215,B-Block, Golden Homes, Satya Devaki Residency, ZP Road, Valmiki Ambedkar Awas Yojana, Hanuma nagar, Hastinapuram, Hyderabad, Telangana - 500079.

are directed to show cause on or before 06.04.2026 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.

IA 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 pleased to stay all further proceedings in C.C. No. 4819 of 2025 of the file of VIth Addl. Metropolitan Magistrate-cum-Judicial Magistrate First Class, Rangareddy at L.B Nagar arising out of Crime No. 1284 of 2025 dated 08.10.2025 on the file of P.S Meerpet of Rachakonda Commissionerate limits under Section 316(2), 318(4) r/w 3(5) BNS against the Petitioners including the arrest of the petitioners.

**The Court made the following:
ORDER:**

Upon perusal of the record, it reveals that respondent No. 2 filed a private complaint invoking the provisions of Section 223 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') against the petitioners for the offences punishable under Sections 316 and 318 read with Section 3(5) of the BNSS. The learned trial Court, by order dated 15.09.2025, passed the following order:

"Counsel present. Complainant present. No ATR filed dispute by PS Meerpet, dispute conditions. Hence hearing of Police treated as nil. For consideration. Call on 15.10.2025."

The record further reveals that, without referring the matter to the police for investigation, Crime No. 1284 of 2025 was registered on 08.10.2025 for the offences punishable under Sections 316(2) and 318(4) read with Section 3(5) of the BNSS. The Investigating Officer filed the final report on 24.10.2025. The learned Magistrate took cognizance and issued summons to the petitioners without recording his satisfaction or assigning any reasons, which is contrary to the principles laid down by the Hon'ble Apex Court in

Sunil Bharati Mittal v. Central Bureau of Investigation¹ and Fakhruddin Ahmad v. State of Uttaranchal and another².

In view of the above, issue notice before admission.

Learned Additional Public Prosecutor takes notice on behalf of respondent No.1.

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.

List on 06.04.2026 in the 'Adjourned Motion List'.

Till such time, there shall be an interim stay of all further proceedings in C.C.No.4819 of 2025 on the file of the learned VI Additional Metropolitan Magistrate-cum-Judicial Magistrate First Class, Ranga Reddy at L.B.Nagar.

Sd/- M.OSMAN ALI BAIG
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The VIth Addl. Metropolitan Magistrate-cum-Judicial Magistrate First Class, Rangareddy at L.B Nagar.
2. The Station House Officer, Meerpet Police Station, Rachakonda Commissionerate, Ranga Reddy.
3. Uppala Nagesh, S/o Srinivasulu, R/o 215,B-Block, Golden Homes, Satya Devaki Residency, ZP Road, Valmiki Ambedkar Awas Yojana, Hanuma nagar, Hastinapuram, Hyderabad, Telangana - 500079.(by SPAD- along with a copy of petition and memorandum of grounds)
4. One CC to Ms. KEERTHI SIMHA Advocate [OPUC]
5. Two CCs to Public Prosecutor, High Court at Hyderabad. (OUT)
6. One spare copy

¹ (2015) 4 SCC 609

² (2008) 17 SCC 157

HIGH COURT

JSR,J

DATED:10/03/2026

LIST ON 06.04.2026 IN THE 'ADJOURNED MOTION LIST'

NOTICE BEFORE ADMISSION

CRLP.No.3429 of 2026

INTERIM STAY

