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

TUESDAY, THE TWENTY FIRST DAY OF APRIL
TWO THOUSAND AND TWENTY SIX

:PRESENT:
THE HONOURABLE SRI JUSTICE J SREENIVAS RAO
CRLP NO: 4442 OF 2026

Between

1. Konijeti Ashok Kumar, S/o Late Konijeti Mallaiah Gupta.
2. Konijeti Pavan Kumar, S/o. Konijeti Ashok Kumar.

.....PETITIONERS/Accused Nos. 1 & 2

AND

1. State of Telangana, Rep by P.S. Tappa Chabutra, through Public Prosecutor for the State of Telangana At Hyderabad.

Respondent /Respondent

2. M. Ravinder, S/o. Gandaiah, Aged about 65 Years, Occ Business, R/o. H.No.13-6-446/11, K.M.G. Gardens, Konijeti Enclave, Guddimalkapur, Hyderabad

Respondent/Defacto Complainant

WHEREAS the Petitioners above named through their Advocate Sri. PRABHAKAR PERI 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 set aside the order passed in CRL.Mp No.127/2024 in Crime No.234/2022 and quash the proceedings in C.C. No.11223 of 2024 on the file of the VI Addl. Chief Metropolitan Magistrate, City Criminal Courts, Nampally at Hyderabad.

Main prayer amended in EB as per Court Order dt:24/04/2026 vide I.A.No.3/2026.

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

M. Ravinder, S/o. Gandaiah, Aged about 65 Years, Occ Business, R/o. H.No.13-6-446/11, K.M.G. Gardens, Konijeti Enclave, Guddimalkapur, Hyderabad

are directed to show cause on or before 02.07.2026 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 grant stay of all further proceedings in C.C. No.11223 of 2024 on the file of the VI Addl. Chief Metropolitan Magistrate, City Criminal Courts, Nampally at Hyderabad including appearance of the Petitioners, pending disposal of CRLP No 4442 of 2026, on the file of the High Court.

The Court made the following:
ORDER

Learned counsel for the petitioners submits that the petitioners have not committed the alleged offences leveled against them. Even according to the allegations made in the complaint, the ingredients of the offences under Sections 420, 506, 447 of the Indian Penal Code, 1860 and Section 156(3) Code of Criminal Procedure, 1973 are not attracted against the petitioner. He further submitted that respondent No.2 filed private complaint and the learned trial Court referred the matter to the police for conducting investigation. Accordingly, F.I.R.No.234 of 2022 was registered on 26.09.2022. The Investigating Officer after conducting the investigation filed final report and referred the matter as "civil in nature". Thereafter, respondent No.2 filed a protest petition *vide* Crl.M.P.No.127 of 2024. The learned trial Court without considering the material available on record has taken cognizance for the above offences and the same is contrary to law. Hence, the continuation of the proceedings against the petitioners is a clear abuse of process of law.

Taking into consideration the above said submissions, this Court is of the view that detailed examination is required for adjudication of the case.

Notice before admission.

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

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 02.07.2026.

Till such time, there shall be an interim stay of all further proceedings against the petitioners/accused Nos.1 and 2 in C.C.No.11223 of 2024 on the file of the learned VI Additional Chief Metropolitan Magistrate Court, at Hyderabad.

In default of filing proof of service, the stay stands vacated.

Sd/- T.SRINIVASA REDDY
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The VI Addl. Chief Metropolitan Magistrate, City Criminal Courts, Nampally at Hyderabad.
2. The Station House Officer, P.S., Tappachabutra Hyderabad.
3. M. Ravinder, S/o. Gandaiah, Aged about 65 Years, Occ Business, R/o. H.No.13-6-446/11, K.M.G. Gardens, Konijeti Enclave, Guddimalkapur, Hyderabad[by SPAD-along with a copy of petition and memorandum of grounds]
4. One CC to Sri. PRABHAKAR PERI 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: 21-04-2026

LIST ON 02.07.2026.

NOTICE BEFORE ADMISSION

CRLP.No.4442 of 2026

INTERIM STAY

HIGH COURT FOR THE STATE OF TELANGANA
SPECIAL CELL
27 APR 2026
DESPATCHED