

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

WEDNESDAY, THE TWENTY FIFTH DAY OF MARCH

TWO THOUSAND AND TWENTY SIX

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

CRIMINAL PETITION NO: 4375 OF 2026

Between:

Gopal Sanghi, S/o. Late. Hari Shanker Sanghi,

Petitioner/Accused No.2

AND

1. The State of Telangana, Represented by the Public Prosecutor, High Court of Hyderabad for the State of Telangana Hyderabad.
2. Param Raja Singhal, Proprietor - M/s Katiayini Jewellery, 1st & 2nd Floor, 8-2-609/1/1, Opposite Star Hospital, Road No. 10, Banjara Hills, Hyderabad - 500034

Respondents/Defacto Complainant

WHEREAS the Petitioner above named through his Advocate SRI VINOD SINGH 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 quash the Crime No. 112 of 2026 on the file of III Additional Chief Judicial Magistrate, Hyderabad at Nampally.

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of SRI VINOD SINGH 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:

Param Raja Singhal, Proprietor - M/s Katiayini Jewellery, 1st & 2nd Floor, 8-2-609/1/1, Opposite Star Hospital, Road No. 10, Banjara Hills, Hyderabad - 500034

are directed to show cause on or before 30.04.2026 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 including arrest of petitioner in Crime No. 112 of 2026 on the file of III ADDL Chief Judicial Magistrate, Hyderabad at Nampally, pending disposal of the criminal petition.

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

Notice before admission.

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

Learned counsel for the petitioner is permitted to take out personal notice to respondent No.2 by way of Speed Post with Acknowledgment Due to the correct address and file proof of service.

Sri Vinod Singh, learned counsel for the petitioner, submits that the petitioner has not committed the alleged offences and has been falsely implicated in the present case. 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.

¹(2014) 8 SCC 273

Hence, the Investigating Officer is directed to follow the due procedure as contemplated under the provisions of the BNSS and also the guidelines issued by the Hon'ble Apex Court in Arnesh Kumar *supra*, insofar as the petitioner/accused No.2 is concerned.

Post on 30.04.2026.

Sd/- A.JAYASREE
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The III Addl Chief Judicial Magistrate, Hyderabad at Nampally.
2. The Station House Officer, Banjara Hills Police Station, Hyderabad.
3. Param Raja Singhal, Proprietor - M/s Katiayini Jewellery, 1st & 2nd Floor, 8-2-609/1/1, Opposite Star Hospital, Road No. 10, Banjara Hills, Hyderabad - 500034 (by SPAD- along with a copy of petition and memorandum of grounds)
4. One CC to SRI. VINOD SINGH Advocate [OPUC]
5. Two CCs to Public Prosecutor, High Court at Hyderabad (OUT)
6. One spare copy

HIGH COURT

JSR,J

DATED:25/03/2026

POST ON 30.04.2026

NOTICE BEFORE ADMISSION

CRLP.No.4375 of 2026

DIRECTION

