

**(SHOW CAUSE NOTICE BEFORE ADMISSION)**  
**HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD**  
**TUESDAY, THE TWENTY FIFTH DAY OF APRIL**  
**TWO THOUSAND AND TWENTY THREE**

**:PRESENT:**  
**THE HON'BLE SRI JUSTICE K.SURENDER**

**CRIMINAL PETITION NO: 4177 OF 2023**

**Between:**

1. C.V. Rajesh, S/o. Venkataramna
2. Shraavan Mahipal, S/o. Mr. Mahipal

**Petitioners/Accused No.3 & 4**

**AND**

1. The State of Telangana, Represented by Station House Officer, Police Station Bhongir TN Through Public Prosecutor, High Court for the State of Telangana At Hyderabad.

**Respondent**

2. Mohd. Yosuf Sheriff., S/o.Dasthagiri Sarief, Occ. Builder, R/o. 13/1. Ruksana Palace, Kaveriappa Layout Millers, Tankbund Road, Near Mahaveer Jain Hospital, Bangalore, Karnataka.

**Respondent/De-facto Complainant**

WHEREAS the Petitioners above named through their Advocate Sri Vadeendra Joshi 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 call for records in C.C. No. 353 of 2021 on the file the Ld. Additional Junior Civil Judge-cum-Judicial Magistrate of First Class at Bhongir and the order dt. 15.12.2022 taking cognizance of the complaint of the 2nd Respondent and quash the same as against the Petitioners herein;

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

Mohd. Yosuf Sheriff., S/o.Dasthagiri Sarief, Occ. Builder, R/o. 13/1. Ruksana Palace, Kaveriappa Layout Millers, Tankbund Road, Near Mahaveer Jain Hospital, Bangalore, Karnataka.

is directed to show cause on or before 26.09.2023 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 2023**

Petition under Section 482 of CrPC praying that in the circumstances stated in the grounds filed in support of the petition, the High Court may be pleased to grant of stay of all further proceedings in C.C No. 353 of 2021 on the file of the Ld. Additional Junior Civil

Judge-cum-Judicial Magistrate of First Class at Bhongir, pending disposal of CRLP No. 4177 of 2023, on the file of the High Court.

The Court made the following  
**ORDER:**

Issue notice to respondent No.2.

Learned counsel for the petitioners is also permitted to take out personal notice on to the 2<sup>nd</sup> respondent – *de facto* complainant by registered post with acknowledgment due and file proof of service in the Registry before the next date of hearing.

Learned counsel for the petitioners would submit that the petitioners who were the witnesses to the documents executed in favour of the company are being presented.

*Prima facie*, the witnesses cannot be held to have any criminal intention while executing the said document.

Meanwhile, the attendance of petitioners – accused Nos.3 and 4 in C.C.No.353 of 2021 pending on the file of learned Additional Junior Civil Judge-cum-Judicial Magistrate of First Class at Bhongir is stayed. However, the petitioners shall appear before the learned Magistrate as and when their presence is required. In the event of failure of the petitioners to appear when the Court directs, this order dispensing their attendance would stand cancelled.

List the matter on 26.09.2023.

SD/- T. JAYASREE  
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Additional Junior Civil Judge-cum-Judicial Magistrate of First Class at Bhongir
2. The Station House Officer, P.S. Bhongir TN, Rachakonda Commissionerate
3. Mohd. Yosuf Sheriff., S/o.Dasthagiri Sarief, Occ. Builder, R/o. 13/1. Ruksana Palace, Kaveriappa Layout Millers, Tankbund Road, Near Mahaveer Jain Hospital, Bangalore, Karnataka. (by RPAD- along with a copy of petition and memorandum of grounds)
4. One CC to SRI. VADEENDRA JOSHI, Advocate [OPUC]
5. Two CCs to PUBLIC PROSECUTOR, High Court at Hyderabad [OUT]
6. One spare copy

HIGH COURT

KS, J

DATED:25/04/2023

NOTE: LIST THE MATTER ON 26.09.2023

NOTICE BEFORE ADMISSION

CRLP.No.4177 of 2023

STAY

