

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

FRIDAY, THE TWENTY SIXTH DAY OF APRIL
TWO THOUSAND AND TWENTY FOUR

:PRESENT:

**THE HONOURABLE SMT JUSTICE K. SUJANA
CRIMINAL PETITION NO: 4799 OF 2024**

Between:

Anees Fatima, W/o. Mohammed Shoukat

Petitioner/Accused No.4

AND

1. The State of Telangana, Represented. by Public Prosecutor, Through Women Police Station, Sou. Zone, Telangana.
2. Sania Farhat, W/o. Mohd. Shahed, Age.24 years, Occ. Housewife, R/o. No.17-8-533/221, Bagh-E-Jahan Ara, Yakutpura, Hyderabad.

Respondents

WHEREAS the Petitioner above named through her Advocate SRI. MOHD ISLAMUDDIN ANSARI 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 relating to and in connection with C.C. No. 5041 of 2022 pending on the file of the XV Addl. Chief Metropolitan Magistrate at Hyderabad for the offences punishable U/Sec 498(A), 406, 506 of IPC and 3 and 4 of DP Act and quash the same against the petitioner,

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of Sri MOHD ISLAMUDDIN ANSARI Advocate for the Petitioner 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:

Sania Farhat, W/o. Mohd. Shahed, Occ. Housewife, R/o. No.17-8-533/221, Bagh-E-Jahan Ara, Yakutpura, Hyderabad.

are directed to show cause on or before 16.07.2024 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 2024

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 stay of all further proceedings of C.C. No. 5041 of 2022 pending on the file of the XV Addl. Chief

Metropolitan Magistrate at Hyderabad, against the petitioner, pending disposal of CRLP No. 4799 of 2024, on the file of the High Court.

**The Court made the following
ORDER:**

Heard learned counsel for the petitioner.

Issue notice to respondent No.2.

Learned counsel for the petitioner is also permitted to take out personal notice to respondent No.2 by registered post with acknowledgment due and file proof of service in the Registry by the next date of hearing.

List on 16.07.2024.

Having regard to the fact that the punishment prescribed for the offences alleged against the petitioner/accused No.4 is less than seven years, this Court deems it appropriate to direct the petitioner/accused No.4 to appear before the Investigating Officer. The Investigating Officer is directed to follow the procedure laid down under Section 41-A Cr.P.C and also the guidelines formulated by the Hon'ble Supreme Court in *Arnesh Kumar v. State of Bihar*¹ scrupulously. However, the petitioner shall co-operate with the Investigating Officer as and when required by furnishing information and documents as sought by him in concluding the investigation.

//TRUE COPY//

**SD/- A.V.S.PRASAD
ASSISTANT REGISTRAR**

SECTION OFFICER

To,

1. The XV Addl. Chief Metropolitan Magistrate at Hyderabad.
2. The Station House Officer, WPS, South Zone, P.S., Hyderabad City.
3. Sania Farhat, W/o. Mohd. Shahed, Occ. Housewife, R/o. No.17-8-533/221, Bagh-E-Jahan Ara, Yakutpura, Hyderabad. (by RPAD- along with a copy of petition and memorandum of grounds)
4. One CC to SRI. MOHD ISLAMUDDIN ANSARI, Advocate [OPUC]
5. Two CC to Public Prosecutor, High Court At Hyderabad[OUT]
6. One spare copy

¹ (2014) 8 SCC 273

HIGH COURT

SKSJ

DATED:26/04/2024

LIST ON:16.07.2024

NOTICE BEFORE ADMISSION

CRLP.No.4799 of 2024

DIRECTION

