

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

MONDAY, THE THIRTEENTH DAY OF APRIL
TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE SRI JUSTICE E.V. VENUGOPAL

WP NO: 11037 OF 2026

Between:

G. Subbarayulu Naidu, S/o. Gurijala Venkata Subbaiah, Aged about 85 years, Occ. Business, R/o H.No.8-3-169/62, Plot No.62, Siddartha Nagar, Vengal Rao Nagar, Hyderabad, Rep. by his G.P.A. Holder G. Subba Naidu S/o Gurijala Vengama Naidu, aged about 57 years, Occ. Business, R/o H.No.319/2RT, P.S. Nagar, Near Hockey Ground, Vijayanagar Colony, Hyderabad.

Petitioner

AND

1. The State of Telangana, Rep. by its Principal Secretary Home Department, Secretariat, Dr. B.R. Ambedkar Secretariat, Hyderabad.
2. The Commissioner of Police, Cyberabad Police Commissionerate, At Gachi Bowli, Hyderabad.
3. The Deputy Commissioner of Police, Kukatpally Zone, Cyberabad Police Commissionerate, Hyderabad.
4. The Assistant Commissioner of Police, Kukatpally Division, Cyberabad Police Commissionerate, Hyderabad.
5. The Station House Officer, Kukatpally Police Station, Kukatpally, Hyderabad.
6. Ch. Ramakrishna, S/o Ch. Kameshwar Rao Aged major, Occ. Finance Manager Glob Line Shipping Services Pvt. Ltd., Office at Unit 409-4th Floor, Manjeera Trinity Corporate, KPHB Phase -3, Kukatpally, Hyderabad.

Respondents

WHEREAS the Petitioner above named through his Advocate SRI P. VAMSHEEDHAR REDDY presented this Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the highhanded action of the respondents 2 to 5 at the behest of

respondent No.6 in interfering with the personal life and liberty of the petitioner and in civil disputes by threatening the petitioner to cause seizure of (2) four wheeler vehicles i.e. (1) Innova Crysta vide registration No.TS-09-FU-1626 and (2) Audi Q7 vide registration No.TS-09-FY-1626 on the pretext of FIR being registered vide F.I.R.No.544 of 2024 dated 06-06-2024 on the file of 5th respondent police station despite the undertaking given in W.P.No.17530 of 2024 and W.P.No.21265 of 2024 whereby the respondent No.5 filed a Final Report closing the Crime as civil in nature and further in violation of the orders dated 09-05-2025 passed in I.A.No.535 of 2025 in O.S.No.1567 of 2025 on the file of the V Junior Civil Judge, City Civil Court, Hyderabad, the said action of the respondent police is assailed to be illegal, arbitrary and unconstitutional and contrary to law apart from being in violation of principles of natural justice and consequently direct the respondents 2 to 5 not to interfere into the peaceful life, liberty and enjoyment of the petitioner with respect to the (2) four wheeler vehicles i.e. (1) Innova Crysta vide registration No.TS-09-FU-1626 and (2) Audi Q7 vide registration No.TS-09-FY-1626 on the pretext of FIR being registered vide F.I.R.No.544 of 2024 dated 06-06-2024.

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of SRI P. VAMSHEEDHAR REDDY Advocate for the Petitioner and AGP FOR HOME for the Respondents no. 1 to 5 directed issue of notice to the Respondent no.6 herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

Ch. Ramakrishna, S/c Ch. Kameshwar Rao Occ. Finance Manager Glob Line Shipping Services Pvt. Ltd., Office at Unit 409-4th Floor, Manjeera Trinity Corporate, KPHB Phase -3, Kukatpally, Hyderabad.

are directed to show cause on or before 22.06.2026 to which date the case stands posted as to why in the circumstances set out in the petition and the affidavit filed therewith (copy enclosed) this WRIT PETITION should not be admitted.

I.A. NO: 1 OF 2026

Petition under Section 151 of C.P.C praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to direct the respondent police especially respondent No.5 to recover the (2 Nos.) four wheeler vehicles i.e. (1) Innova Crysta vide registration No.TS-09-FU-1626 and (2) Audi Q7 vide registration No.TS-09-FY-1626 on the pretext of FIR being registered vide F.I.R.No.544 of 2024 dated 06-06-2024, pending disposal of WP No 11037 of 2026, on the file of the High Court.

The Court made the following

ORDER:

Notice before admission.

Learned Assistant Government Pleader for Home takes notice on behalf of respondent Nos.1 to 5 and waives further notice. He seeks time to file counter affidavit.

Issue notice to respondent No.6.

Personal notice is permitted.

Learned counsel for the petitioner submits that basing on the complaint filed by respondent No.6 F.I.R.No.544 of 2024 dated 06.06.2024 was registered against petitioner/accused No.3 and others for the offences punishable under Sections 406 and 420 of I.P.C; that investigation was completed and final report has been filed before the competent Court. Aggrieved by the same, the petitioner filed W.P.No.17530 of 2024 before the Co-ordinate Bench of this Court which was disposed of vide order dated 05.07.2024. Para Nos.3 and 4 of the said order is extracted here under:-

“3. Having received written instructions dated 05.07.2024 from the Sub-Inspector of Police, KPHB Colony Police Station, Cyberabad Commissionerate, learned Assistant Government Pleader for Home submitted that the petitioner is the Accused No.3 in Crime No.544 of 2024 dated 06.06.2024 registered with KPHB Colony Police Station, Cyberabad for the offences punishable under Sections 406 and 520 of Indian Penal Code (IPC). The investigation in the above said crime is going on. Respondent No.2 never threatened the petitioner to handover the vehicles and that the Police would seize them. It is submitted that respondent No.2 has neither harassed nor threatened nor interfered with the personal liberty of the petitioner nor has taken any coercive steps to seize the vehicles of the petitioner. A copy of the written instructions along with a copy of the Crime No.544 of 2024 is served on learned counsel for the petitioner.

4. In view of the categorical statement made by respondent No.2 that the Police are not taking any coercive steps to seize the vehicles of the petitioner, no further orders are required to be passed. The writ petition is disposed of. The petitioner is at liberty to approach this Court seeking modification of this order, if he has any further grievance, at later point of time. There shall be no order as to costs.”

In the afore said Writ Petition, the learned Assistant Government Pleader for Home contended that the Station House Officer, Kukatpally/respondent No.2 therein never threatened the petitioner to handover the vehicles or that the Police would seize them. Further, respondent No.2 neither harassed or threatened or interfered with the personal liberty of the petitioner nor has taken any coercive steps to seize the vehicles of the petitioner.

He further contends that final report has been filed in Crime No.544 of 2024 stating that the case was closed as "civil-in-nature". Aggrieved by the same, respondent No.6 filed W.P.No.21265 of 2024 seeking a direction to the Station House Officer, Kukatpally/respondent No.4 to complete the investigation as contemplated under Section 173(2) of Cr.P.C./193(3) of BNSS. Vide order dated 29.12.2025 the Co-ordinate Bench of this Court had disposed of W.P.No.21265 of 2024. Para Nos.12 and 13 of the said order are extracted here under:-

"12. Recording the submission made by the learned counsel on either side and since the final report dated 02.07.2025 in Crime No.544 of 2024 dated 06.06.2024 is filed without considering the petitioner's reply dated 01.07.2025, this Court deems it appropriate to dispose of the writ petition directing the investigation officer to be present in the respondent No.4 police station on 30.12.2025 at 10.30 Am and the petitioner may approach the investigation officer on 30.12.2025 at 10.30 Am and submit relevant documents and witnesses in support of contentions in complaint dated 03.05 2024, thereafter, the investigation officer is directed to examine the same and after giving fair opportunity of hearing to the petitioner, shall take up further investigation strictly in accordance with law and file additional/ supplementary report or charge sheet before the trial Court, as expeditiously as possible. The petitioner is permitted to take assistance of his counsel at the time of submitting the documents on 30.12.2025

13. It is made clear that this Court has not expressed any opinion on the merits of the case and it is for the respondent authorities to examine the documents submitted by the petitioner and take action in accordance with law.

14. With the above directions, this writ petition is disposed of. As a sequel, I.A.No.1 of 2025 (Implead petition) and other miscellaneous petitions, if any, pending in this writ petition shall stand closed. No costs".

He further submits that the petitioner and another filed O S.No.1567 of 2025 on the file of the learned V Junior Civil Judge, City Civil Court, Hyderabad (for short, "the trial Court") against respondent No.6 and another, seeking the relief of Perpetual Injunction and the same is pending adjudication. The trial Court, vide order dated 09.05.2025 in I.A.No.535 of 2025 in O.S.No.1567 of 2025, directed both the parties to maintain *status quo* till 08.07.2025. The said order is subsisting as on date.

Under these circumstances, learned counsel for the petitioner submits that respondent Nos.2 to 5, at the behest of respondent No.6 are interfering with the personal life and liberty of the petitioner and threatening the petitioner to seize the two four wheeler vehicles i.e., Innova Crysta vide Registration No.TS-09-FU-1626 and Audi Q7 vide Registration No. TS-09-FY-1626 on the pretext of F.I.R.No.544 of 2024 dated 06.06.2024 registered before respondent No.5. Stating so, he seeks to pass appropriate orders.

This matter requires detailed examination.

The facts can be ascertained only upon filing detailed counter by respondents.

List on 22.06.2026.

Till such time, *status quo*, as on date shall be maintained by both parties, in all respects

Sd/- K.BHAVANI SWAMY
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary Home Department, Secretariat, Dr. B.R. Ambedkar Secretariat, State of Telangana, Hyderabad.
2. The Commissioner of Police, Cyberabad Police Commissionerate, At Gachi Bowli, Hyderabad.
3. The Deputy Commissioner of Police, Kukatpally Zone, Cyberabad Police Commissionerate, Hyderabad.
4. The Assistant Commissioner of Police, Kukatpally Division, Cyberabad Police Commissionerate, Hyderabad.
5. The Station House Officer, Kukatpally Police Station, Kukatpally, Hyderabad.
(Addressees 1 to 5 BY SPAD)
6. Ch. Ramakrishna, S/o Ch. Kameshwar Rao Occ. Finance Manager Glob Line Shipping Services Pvt. Ltd., Office at Unit 409-4th Floor, Manjeera Trinity Corporate, KPHB Phase -3, Kukatpally, Hyderabad.
(BY SPAD along with a copy of petition and affidavit)
7. One CC to SRI P. VAMSHEEDHAR REDDY Advocate [OPUC]
8. Two CCs to GP FOR HOME, High Court for the State of Telangana, at Hyderabad [OUT]
9. One spare copy

HIGH COURT

EVV, J

DATED: 13-04-2026



LIST ON 22.06.2026.

NOTICE BEFORE ADMISSION

WP.No.11037 of 2026

STATUS QUO