

HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

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

:PRESENT:

THE HONOURABLE SRI JUSTICE K. SARATH

**I.A.No. 1 OF 2026
IN
WP NO: 11791 OF 2026**

Between

SHEIK SHAFI, S/o. Sikinder.

...PETITIONER

(Petitioner in WP NO: 11791 OF 2026
on the file of High Court)

AND

1. STATE OF TELANGANA, Department of Home, Rep by its Principal Secretary Government of Telangana, T.S. Secretariat, HYDERABAD
2. The Commissioner of Police, Malkajgiri Commissionerate, Office at Vayupuri, Neredmet, Secunderabad.
3. The Deputy Commissioner of Police, (Admin.), Malkajgiri Commissionerate, Office at Vayupuri, Neredmet, Secunderabad.
4. The Assistant Commissioner of Police, Kushaiguda Police Station, Malkajgiri Commissionerate, Medchal Malkajgiri District

...RESPONDENTS

(Respondents in-do-)

Counsel for the Petitioner: Dr M P KASHYAP

**Counsel for the Respondents: GOVERNMENT PLEADER FOR SERVICES
(HOME)**

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 stay of all further proceedings in Departmental Enquiry in respect of the Petitioner pursuant to Memorandum of Charge vide Rc.No.144/03-S/03/PR-V/Major/MKG/2024, dt.23.02.2026 till conclusion of Criminal Case FIR 08/RCT-ACB-RRR/2024, dt.31.05.2024, PS ACB Ranga Reddy Range, Range Reddy District, which is pending before the Court of 1st Additional Special Judge for SPE and ACB Cases, Hyderabad, pending disposal of WP No 11791 of 2026, on the file of the High Court.

The court while directing issue of notice to the Respondents herein to show cause as to why this application should not be complied with, made the following order.(The receipt of this order will be deemed to be the receipt of notice in the case),

ORDER:

Heard Sri M.P.Kashyap, learned Counsel for the petitioner and the learned Assistant Government Pleader for Services (Home) appearing for the respondents. Perused the material on record.

Learned Counsel for the petitioner submits that while the petitioner was working as Sub-Inspector of Police at Kushaiguda PS, a criminal case in Cr.No.08/RCT-ACB-RRR/2024, dated 31.05.2024 on the file of the PS ACB, Ranga Reddy Range was registered against him and the same is pending. It is further submitted that basing on the very same set of allegations, disciplinary proceedings were initiated against the petitioner by issuing impugned Article of Charge under Memorandum vide Rc.No.144/03-S/03/PR-V/Major/MKG/2024, dated 23.02.2026, which is contrary to the Judgment of the Hon'ble Apex Court in the case of *Capt. M.Paul Anthony v. Bharat Gold Mines Limited and another*¹, wherein it was categorically held that it would be desirable to stay the departmental proceedings till the conclusion of the criminal case. Therefore, learned Counsel seeks the indulgence of this Court.

Having regard to the submissions made by the learned Counsel for petitioner and the law laid down by the Hon'ble Supreme Court in *Captain M.Paul Anthony v. Bharat Gold Mines Limited and another (Supra-1)*, there shall be interim direction to the respondents not to proceed further with the departmental enquiry in respect of the petitioner in pursuance to Article of Charges issued by the respondent No.2 vide Rc.No.144/03-S/03/PR-V/Major/MKG/2024, dated 23.02.2026, till conclusion of criminal case in Cr.No.08/RCT-ACB-RRR/2024, dated 31.05.2024 on the file of the PS ACB, Ranga Reddy Range.

SD/- L. VIJAYA LAKSHMI

ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Principal Secretary, Department of Home, Government of Telangana, T.S. Secretariat, STATE OF TELANGANA, HYDERABAD.
 2. The Commissioner of Police, Malkajgiri Commissionerate, Office at Vayupuri, Neredmet, Secunderabad.
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3. The Deputy Commissioner of Police, (Admin.), Malkajgiri Commissionerate, Office at Vayupuri, Neredmet, Secunderabad.
4. The Assistant Commissioner of Police, Kushaiguda Police Station, Malkajgiri Commissionerate, Medchal Malkajgiri District

[Addresses 1 to 4 by SPAD]

5. One CC to Dr. M P KASHYAP Advocate [OPUC]
6. Two CCs to Government Pleader for Services (Home) [OUT]
7. One spare copy

HIGH COURT

SK, J

DATED: 20-04-2026

ORDER

**I.A.No. 1 OF 2026
IN
WP NO: 11791 OF 2026**

INTERIM DIRECTION

