

(SHOW CAUSE NOTICE BEFORE ADMISSION)
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 J SREENIVAS RAO
CRLP NO: 5946 OF 2026

Between

1. Sri. Cheemala Ravikanth, S/o. Srinivas Rao,
2. Smt. Cheemala Kasthuri Prasanna Vani, W/o. Late. Srinivasa Rao,

.....PETITIONERS/Accused No.1 & 2

AND

1. State of Telangana,, Rep. by Station House Officer, WPS, Khammam, Through the Public Prosecutor, High Court for the State of Telangana, Hyderabad.

Respondent No.1

2. Smt. Cheemala Kusumalatha, W/o. C Ravikanth, Occ. Private Employee, R/o. 11-7-6, NST X ROAD, Near Saritha Clinic, Khammam Urban, Khammam-507001

Respondent No.2/Complainant

WHEREAS the Petitioners above named through their Advocate SRI. ABHINAY REDDY M 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 CC No. 441 of 2025 pending before the Special Judicial Magistrate of First Class (Mobile) for Trial of Cases under PCR Act-Cum-IV Addl. Junior Civil Judge, Khammam against the Petitioners/Accused Nos.1 and 2, in the interest of justice.

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of Mr. Pooserla Vikram, Senior Counsel representing Sri. ABHINAY REDDY M Advocate for the Petitioners, 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:

Smt. Cheemala Kusumalatha, W/o. C Ravikanth, Occ. Private Employee, R/o. 11-7-6, NST X ROAD, Near Saritha Clinic, Khammam Urban, Khammam-507001.

are directed to show cause on or before 06.07.2026 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.

I.A. 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 to grant stay of all further proceedings in CC No. 441 of 2025 pending before the Special Judicial Magistrate of First Class (Mobile) for Trial of Cases under PCR Act — Cum — IV Addl. Junior Civil Judge, Khammam against the Petitioners/Accused Nos.1 and 2, in the interest of justice.

The Court made the following:

ORDER

Mr. Pooserla Vikram, learned Senior Counsel representing Mr. M. Abhinay Reddy, learned counsel for the petitioners, submits that the petitioners have not committed any offence and they have been falsely implicated in the present case. He further submits that respondent No.2 herself left the matrimonial house of petitioner No.1 in the year 2017, leaving her daughter with the petitioner No.1/accused No.1 and filed the present Criminal Petition. Since then, accused No.1 and respondent No.2 are living separately. He further submits that respondent No.2 filed the present complaint against petitioners on 24.02.2025, by making omnibus allegations. Even according to the allegations levelled either in the complaint or in the final report, the offences under Sections 85, 351(2), 3(5) of the Bharatiya Nyaya Sanhita, 2023 (for short, 'BNS') and Sections 3 and 4 of the Dowry Prohibition Act, 1961 (for short, 'DP Act') are not attracted against the petitioners. Hence, continuation of the proceedings against the petitioners is a clear abuse of process of law.

Taking into consideration the above said submissions, this Court is of the view that the grounds, which were raised by the learned counsel for the petitioners, require detailed examination.

Notice before admission.

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

Learned counsel for the petitioners is permitted to take out personal notice to respondent No.2 by way of speed post with acknowledgment due and file proof of service.

Post on 06.07.2026.

Till such time, there shall be an interim stay of all further proceedings against the petitioners/accused Nos.1 and 2 in C.C.No.441 of 2025 on the file of Special Judicial Magistrate of First Class (Mobile) for Trial of Cases under PCR Act-cum-IV Additional Junior Civil Judge, Khammam.

In default of filing proof of service by the next date of hearing, the interim stay granted shall stand vacated.

Sd/- P.C.SULEKHA DEVI
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Judicial Magistrate of First Class, Special Mobile Court at Khammam.
2. The Station House Officer, WPS Khammam, Khammam.
3. Smt. Cheemala Kusumalatha, W/o. C Ravikanth, Occ. Private Employee, R/o. 11-7-6, NST X ROAD, Near Saritha Clinic, Khammam Urban, Khammam-507001[by SPAD-along with a copy of petition and memorandum of grounds]
4. One CC to Sri. ABHINAY REDDY M Advocate [OPUC]
5. Two CCs to PUBLIC PROSECUTOR High Court for the State of Telangana, at Hyderabad [OUT]
6. One spare copy

HIGH COURT

JSR, J

DATED: 20-04-2026

NOTICE BEFORE ADMISSION

POST ON 06.07.2026

CRLP.No.5946 of 2026

INTERIM STAY

