

**IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

**TUESDAY, THE TWENTY FIRST DAY OF APRIL
TWO THOUSAND AND TWENTY SIX**

PRESENT

THE HONOURABLE SRI JUSTICE J SREENIVAS RAO

CRIMINAL PETITION NO: 6092 OF 2026

Between:

Narukula Ajith @ Narukula Ajith Kumar, S/o. Rajaiah, Aged 51 years, Occ. Washerman, Rio. H.No. 2-10-439, Jyothinagar, Karimnagar, Telangana.

...Petitioner/Accused

AND

1. The State of Telangana, Rep. by Public Prosecutor, High Court for the State of Telangana, Hyderabad, Through P.S., Karimnagar II Town.

...Respondent/Complainant

2. Aluvala Laxmi, W/o. Narsaiah, Aged 51 years, Occ. Housewife, R/o. Suddala Village, Konaraopet Mandal, Rajanna-Sircilla District.

...Respondent/De-facto Complainant

Petition under Section 528 of BNSS praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court may be pleased to quash the proceedings in FIR No. 121 of 2026, on the file of the Police Station, Karimnagar II Town, Karimnagar District, in the interest of justice.

I.A. NO: 1 OF 2026

Petition under Section 528 of BNSS praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court may be pleased to stay all further proceedings in FIR No. 121 of 2026, on the file of the Police Station, Karimnagar II Town, Karimnagar District, pending disposal of Criminal Petition, in the interest of justice.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri Thimmaraju Ramchander Rao, Advocate for the Petitioner and Sri Jithender Rao Veeramalla, learned Additional Public Prosecutor on behalf of the Respondent No.1 and none appeared for the Respondent No.2.

The Court made the following: ORDER

IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

THE HONOURABLE SRI JUSTICE J.SREENIVAS RAO

CRIMINAL PETITION No.6092 of 2026

Date: 21.04.2026

Between:

Narukula Ajith @ Narukula Ajith Kumar

...Petitioner/accused

AND

The State of Telangana and another

...Respondents

ORDER

This Criminal Petition has been filed seeking to quash the proceedings in F.I.R.No.121 of 2026 of Police Station, Karimnagar II Town, Karimnagar District, wherein the petitioner was arrayed as accused for the offences punishable under Sections 74, 77, 292 and 351(2) of the Bharatiya Nyaya Sanhita, 2023 (for short, 'BNS') and Sections 66-E and 67 of the Information Technology Act, 2000 (for short 'IT Act').

2. Heard Mr. Thimmaraju Ramchander Rao, learned counsel for the petitioner and Mr.Jithender Rao Veeramalla, learned Additional Public Prosecutor for respondent No.1.

3. With their consent, the criminal petition is disposed of at the stage of admission.

4. Learned counsel for the petitioner submits that the petitioner has not committed the alleged offences and has been falsely implicated in the present case. Respondent No.2, who is none other than mother-in-law of the petitioner, has lodged the present complaint by making omnibus allegations against the petitioner that the petitioner filed complaint against Alwala Harish, who is none other than brother-in-law of the petitioner before the Telangana Human Rights Commission, Hyderabad *vide* SR.No.833 of 2026 dated 04.03.2026, as a counter-blast. He further submitted that the offences levelled against the petitioner are punishable with imprisonment of less than seven years. The Investigating Officer, without following the mandatory procedure prescribed under Section 35(3) of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') and without following the guidelines formulated by the Hon'ble Supreme Court in *Arnesh Kumar Vs. State of Bihar*¹, is proceeding further in the matter and the same is contrary to law.

5. *Per contra*, learned Additional Public Prosecutor submitted that there are specific allegations levelled against the petitioner to attract the ingredients of the above said offences. Whether the

¹(2014) 8 SCC 273

petitioner has committed the offence or not has to be revealed during the course of investigation and the petitioner is not entitled to seek quashing of the proceedings at this stage. He further submitted that the Investigating Officer wants to follow the procedure contemplated under Section 35(3) of the BNSS and also the guidelines formulated by the Apex Court in **Arnesh Kumar** (*supra*) on the ground that the offences levelled against the petitioner are punishable with imprisonment less than years, when the Investigating Officer is trying to serve the notice Section 35(3) of the BNSS, the petitioner is avoiding to receive the same and not co-operating with the investigation and the investigation is still under progress. He further submitted that the Investigating Officer has already issued notice under Section 35(3) of the BNSS to petitioner No.1/accused No.1 on 17.03.2026. In view of the same, petitioner No.1/accused No.1 is entitled to put forth his grievance to the said notice and also he is entitled to submit the documents, if any, which are in his possession.

6. Learned counsel for the petitioner by way of reply submits that the petitioner will appear before the Investigating Officer on or

before 30.04.2026 and submit his reply/explanation along with relevant documents to the Investigating Officer.

7. Having considered the rival submissions made by the respective parties and after perusal of the material available on record, it reveals that the offences levelled against the petitioner are punishable with imprisonment of less than seven years. Even according to the learned Additional Public Prosecutor, the Investigating Officer will follow the procedure contemplated under Section 35(3) of the BNSS and also the guidelines formulated by the Apex Court in *Arnesh Kumar* (supra).

8. In view of the above, the petitioner is directed to appear before the Investigating Officer on or before 30.04.2026 and the Investigating Officer is directed to follow the procedure contemplated under the provisions of the BNSS, 2023.

9. Accordingly, the Criminal Petition is disposed of.

Miscellaneous applications, pending if any, shall stand closed.

SD/- P.C.SULEKHA DEVI
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

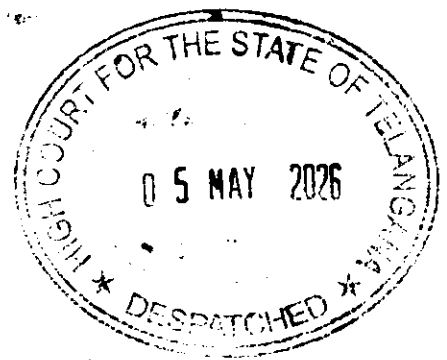
To,

1. The Judicial Magistrate of First Class (Special Mobile) PCR At Karimnagar.
2. The Station House Officer, Karimnagar II Town, Karimnagar District.
3. Two CCs to the Public Prosecutor, High Court of Telangana at Hyderabad [OUT]
4. One CC to Sri Thimmaraju Ramchander Rao, Advocate [OPUC]
5. Two CD Copies

CC-TODAY

HIGH COURT

DATED: 21/04/2026



ORDER

CRLP.No.6092 of 2026

DISPOSING THE CRIMINAL PETITION

⑧ copies
pr
out of 120/6