

(SHOW CAUSE NOTICE BEFORE ADMISSION)
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
CRLP NO: 6095 OF 2026

Between

K.Someswar Rao,, Son of late Surya Rao,

.....PETITIONER/Accused No.3

AND

1. The State of Telangana, Represented by its Public Prosecutor, High Court Buildings, Hyderabad, Through WPS Gachibowli, Cyberabad
2. Vincy Abraham. K, Wife of Suneel K., D/o. Abrahmam Ninan, Occ. Private Employee,

Respondents/Complainants

WHEREAS the Petitioner above named through his Advocate Sri. B. NARSING 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 C.C.No.84 of 2021, on the file of V Additional Junior Civil Judge-cum-XIII Additional Metropolitan Magistrate at Kukatpally, Cyberabad, in so far as it relates to the petitioner herein who is arrayed as Accused No.3, 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. P.RAVI SHANKAR, counsel representing Sri. B. NARSING Advocate for the Petitioner, 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:

Vincy Abraham. K.,Wife of Suneel K., D/o. Abrahmam Ninan, Occ. Private Employee.

are directed to show cause on or before 02.07.2026 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: 1 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 pleased to stay all further proceedings in C.C.No.84 of 2021, on the file of V Additional Junior Civil Judge-cum-XIII Additional Metropolitan Magistrate at Kukatpally, Cyberabad, including personal appearance of the petitioner/A3, pending disposal of the above Criminal Petition.

The Court made the following:

ORDER

Mr. P. Ravi Shankar, learned counsel representing Mr. B. Narsing, learned counsel for the petitioner, submit that the petitioner has not committed any offence and has been falsely implicated by respondent No.2 in the present case. There are no specific allegations leveled against the petitioner to attract the ingredients of the offences under Section 498-A of the Indian Penal Code, 1860 and Sections 3 and 4 of the Dowry Prohibition Act, 1961. Respondent No.2 filed the present complaint by making omnibus allegations against the petitioner. At no point of time, the petitioner harassed respondent No.2 or demanded additional dowry. He further submitted that the learned Trial Court on 26.05.2021 taken cognizance for the above said offences against the petitioner and other accused and issued summons and the same is contrary to the principles laid down by the Hon'ble Apex Court in *Sunil Bharati Mittal v. Central Bureau of Investigation*¹ and *Fakhruddin Ahmad v. State of Uttaranchal and another*². Hence, the continuation of the proceedings against the petitioner is a clear abuse of process of law.

¹ (2015) 4 SCC 609

² (2008) 17 SCC 157

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 petitioner, require detailed examination.

Notice before admission.

Learned Additional Public Prosecutor takes notice on behalf of respondent No.1 and seeks further time.

Learned counsel for the petitioner 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 02.07.2026.

Till such time, there shall be an interim stay of all further proceedings against the petitioner/accused No.3 in C.C.No.84 of 2021 on the file of the V Additional Junior Civil Judge cum XIII Additional Metropolitan Magistrate at Kukatpally, Cyberabad.

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

**Sd/- M.OSMAN ALI BAIG
ASSISTANT REGISTRAR**

//TRUE COPY//


SECTION OFFICER

To,

1. The V Additional Junior Civil Judge-cum-XIII Additional Metropolitan Magistrate at Kukatpally, Cyberabad.
2. The Station House Officer, Women Police Station Gachibowli, Cyberabad Commissionerate.
3. Vincy Abraham. K, Wife of Suneel K., D/o. Abrahmam Ninan, Occ. Private Employee [by SPAD-along with a copy of petition and memorandum of grounds]
4. One CC to Sri. B. NARSING 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: 21-04-2026

NOTICE BEFORE ADMISSION

POST ON 02.07.2026

CRLP.No.6095 of 2026

INTERIM STAY

