

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

THURSDAY, THE TWENTY THIRD DAY OF APRIL
TWO THOUSAND AND TWENTY SIX

:PRESENT:
THE HONOURABLE SRI JUSTICE J SREENIVAS RAO
CRLP NO: 6299 OF 2026

Between

Mohammed @ Mohammad Imam,, S/o Yakub Ali,

.....PETITIONER/Accused

AND

1. The State of Telangana,, Rep. by Public Prosecutor, High Court of Telangana at Hyderabad
2. Vanga Vasumathi Reddy,, W/o Manmohan Reddy, Occ. Doctor, R/o H.No.4-1-14, Reddybazar, Mahabubabad Town, Mahabubabad District,

Respondents/Complainant

WHEREAS the Petitioner above named through his Advocate Sri. SANJEEVA REDDY GARLAPATI 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 proceedings against the Petitioner/Accused in Cr.No.123/2026 of Mahabubabad Town Police Station, Mahabubabad District.

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of Sri. SANJEEVA REDDY GARLAPATI Advocate for the Petitioner, 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:

Vanga Vasumathi Reddy, W/o Manmohan Reddy, Occ. Doctor, R/o H.No.4-1-14, Reddybazar, Mahabubabad Town, Mahabubabad District,

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: 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 pleased to stay all further proceedings including the arrest of the Petitioner/Accused in Cr.No.123/2026 of Mahabubabad Town Police Station, Mahabubabad District. pending disposal of the main Criminal Petition.

The Court made the following:

ORDER

Mr. Sanjeeva Reddy Garlapati, learned counsel for the petitioner/accused, submits that the petitioner has not committed any offence and has been falsely implicated in the present case. The allegations levelled against the petitioner are purely civil in nature. Even according to the allegations made either in the complaint or in the final report, the ingredients of the offences under Sections 318(4) and 316(2) of the Bharatiya Nyaya Sanhita, 2023 are not attracted. He further relied on the Judgment of the Hon'ble Supreme Court in *Delhi Race Club (1940) Ltd. & Ors vs. State of Uttar Pradesh & Anr*¹, wherein it was held that both the offences of cheating and criminal breach of trust cannot go together. Hence, the continuation of the proceedings against the petitioner is a clear abuse of the 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 petitioner, require detailed examination.

Notice before admission.

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.

Till 31.07.2026, there shall be an interim stay of all further proceedings against the petitioner/accused in Crime No.123 of 2026 of Mahabubabad Town Police Station, Mahabubabad District. In default of filing proof of service, the stay shall stand vacated.

¹ (2024) 10 SCC 690

Post on 02.07.2026.

Sd/- REKHA RANI.B
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Principal Judicial First Class Magistrate at Mahabubabad.
2. The Station House Officer, Mahabubabad Town Police Station, Mahabubabad.
3. Vanga Vasumathi Reddy,, W/o Manmohan Reddy, Occ. Doctor, R/o H.Na4-1-14, Reddybazar, Mahabubabad Town, Mahabubabad District,[by SPAD-along with a copy of petition and memorandum of grounds]
4. One CC to Sri. SANJEEVA REDDY GARLAPATI 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: 23-04-2026

NOTICE BEFORE ADMISSION

POST ON 02.07.2026

✓
CRLP.No.6299 of 2026

INTERIM STAY

