

(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: 6292 OF 2026

Between

1. Nomula Venkateshwarlu,, S/o.Seetharamaiah, (A-1)
2. Nomula Kameshwari,, W/o.Seetharamaiah, (A-2)
3. Nomula Seetharamaiah,, S/o. Venkateshwarlu (A-3)

.....PETITIONERS/Accused Nos.1 to 3

AND

1. The State of Telangana, rep by its Public Prosecutor, High Court for the State of Telangana At Hyderabad.
2. Uppalavanchu Lakshmi, W/o Venkateswarlu, D/o. Rangarao, Occ.Housewife, R/o. Kollu Raghunadha Satyanarayana gari veedi, Naya Nagar,Kodad Town and Mandal, Suryapet

Respondents/De-facto Complainant

WHEREAS the Petitioners above named through their Advocate Sri. VEERA BABU GANDU 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 to quash proceedings against the petitioners/ accused Nos.1 to 3 in Cr. No. 179 of 2026 On the file of P.S. Kodad Town, Suryapet District, 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 Sri. VEERA BABU GANDU Advocate for the Petitioners, 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:

Uppalavanchu Lakshmi, W/o Venkateswarlu, D/o. Rangarao, Occ.Housewife, R/o. Kollu Raghunadha Satyanarayana Gari Veedi, Naya Nagar,Kodad Town and Kodad Mandal, Suryapet.

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 of all further proceedings including the arrest of the Petitioners/Accused Nos.1 to 3 in Cr. No. 179 of 2026 On the file of P.S. Kodad Town, Suryapet District, pending disposal of the above quash petition, in the interest of justice.

The Court made the following:

ORDER

Notice before admission.

Learned 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 through speed post with acknowledgment due and file proof of service.

Post on 02.07.2026.

Mr. Veera Babu Gandu, learned counsel for the petitioners submits that the petitioners have not committed the alleged offences and have been falsely implicated in the present case. Even according to the allegations made in the complaint the ingredients of the offences under Section 85 of the Bharatiya Nyaya Sanhita, 2023 and Sections 3 and 4 of the Dowry Prohibition Act, 1961 are not attracted against the petitioners. Respondent No.2 voluntarily left the matrimonial house as long as in the last year. Since then, the parties are living separately. Respondent No.2 never lived along with petitioner Nos.2 and 3 and the question of harassment and demand for additional dowry does not arise. Respondent No.2 filed the present complaint by implicating petitioner Nos.2 and 3 only on the ground that they are the parents of petitioner No.1/accused No.1 by making omnibus allegations. Hence, the continuation of the proceedings against the petitioners is a clear abuse of process of law.

He further submits that the allegations leveled against the petitioners are punishable with imprisonment of less than seven years and 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.

Taking into consideration the above submissions, this Court is of the *prima facie* view that there is force in the submissions made by the learned counsel for the petitioners. However, this Court would not be justified in granting a stay of further investigation pending the proceedings under Section 528 of the BNSS.

Hence, the Investigating Officer is directed to follow the due procedure as contemplated under the provisions of the BNSS and guidelines issued by the Hon'ble Supreme Court in the judgment of *Arnesh Kumar supra*, insofar as petitioners/accused Nos.1 to 3 are concerned.

Sd/- M.OSMAN ALI BAIG
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Pri Judicial First Class Magistrate at Kodad.
2. The Station House Officer, Kodad Town Police Station, Suryapet.
3. Uppalavanchu Lakshmi, W/o Venkateswarlu, D/o. Rangarao, Occ.Housewife, R/o. Kollu Raghunadha Satyanarayana gari veedi Naya Nagar, Kodad Town and Kodad Mandal, Suryapet[by SPAD-along with a copy of petition and memorandum of grounds]
4. One CC to Sri. VEERA BABU GANDU 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.6292 of 2026

DIRECTION