

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

WEDNESDAY, THE TWENTY FIRST DAY OF JANUARY
TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE SMT JUSTICE JUVVADI SRIDEVI

**IA. No. 2 of 2024
IN
CRLP. NO: 5902 OF 2024
&
IA. No. 2 of 2024
IN
CRLP. NO: 5903 OF 2024**

IA. No. 2 of 2024 IN CRLP. No. 5902 of 2024:

Between:

1. Rita (Reetu) Malik, W/o. Sh. Ram Kumar Malik.
2. Ram Kumar Malik, S/o. Late Sadhanand Malik.

Petitioners/Accused No.2 & 3

AND

1. State of Telangana, Represented by its Public Prosecutor, High Court of Telangana.
2. Smt. Anjali Marwaha, D/o. Sudhir Kumar Marwaha, Occ: Housewife, R/o. B071, Sarvodaya Enclave, New Delhi 110017.

Respondents

Petition under Section 482 of Cr.P.C praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to stay all further proceedings including appearance of the Petitioners in C.C.No.570/2023 on the file of Learned Principal Judicial First Class Magistrate, Shadnagar, pending disposal of the CRLP No. 5902 of 2024, on the file of the High Court.

The petition coming on for hearing, upon perusing the petition and grounds filed in support thereof and the order of the High Court dated 07.06.2024, 03.07.2024, 30.07.2024, 29.08.2024, 25.09.2024, 22.11.2024, 22.01.2025, 07.04.2025, 28.07.2025, 19.09.2025 & 04.11.2025 made herein and the order dated 23.06.2025 made in IA. No. 1 of 2025 and upon hearing the arguments of Ms. Geeta Luthra, Senior Counsel appearing for SRI VIMAL VARMA VASI REDDY, Advocate for the Petitioner, Sri M. Ramachandra Reddy, Additional Public Prosecutor for Respondent No.1 and SRI E SUDHANSHU RAO, Advocate for the Respondent No.2.

IA. No. 2 of 2024 IN CRLP. No. 5903 of 2024

Between:

Rahul Malik, S/o. Sh. Ram Kumar Malik, Occ: Doctor, R/o. 2825, Eisenhower Avenue, Alexandria VA, 22314 USA Represented by his Power of Attorney, Mrs. Sadhna Kamra, W/o. Dr. Tejasvi Kamra, R/o. 8, Inder Road, Dehradun Uttarakhand.

AND

1. State of Telangana, Represented by its Public Prosecutor, High Court of Telangana.
2. Smt. Anjali Marwaha, D/o. Sudhir Kumar Marwaha, Occ. Housewife, R/o. B071, Sarvodaya Enclave, New Delhi 110017.

Respondents

Petition under Section 482 of Cr.P.C praying that in the circumstances stated in the grounds filed in support of the petition, the High Court may be pleased to stay all further proceedings including appearance of the Petitioner in C.C.No.570/2023 on the file of Learned Principal Judicial First Class Magistrate, Shadnagar, pending disposal of the CRLP No. 5903 of 2024, on the file of the High Court.

The petition coming on for hearing, upon perusing the petition and grounds filed in support thereof and the order of the High court dated 07.06.2024, 03.07.2024, 30.07.2024, 29.08.2024, 25.09.2024, 22.11.2024, 22.01.2025, 07.04.2025, 28.07.2025, 19.09.2025 & 04.11.2025 made herein and order dated 23.06.2025 in IA. No. 1 of 2025 made herein and upon hearing the arguments of Ms. Geeta Luthra, Senior Counsel appearing for SRI VIMAL VARMA VASI REDDY, Advocate for the Petitioner, Sri M. Ramachandra Reddy, Additional Public Prosecutor for Respondent No.1 and SRI E. SUDHANSHU RAO, Advocate for the Respondent No.2.

The Court made the following

ORDER:

These Interlocutory Applications are filed seeking stay of all further proceedings against the petitioners-accused Nos.1 to 3 in C.C.No.570 of 2023 on the file of the learned Principal Judicial First Class Magistrate, Shadnagar. The said case is registered against accused No.1 for the offences under Sections 420, 406, 323, 506 and 498-A of the Indian Penal Code (for short, "IPC") and Sections 3 and 4 of the Dowry Prohibition Act (for short, "the Act"), and against the accused Nos.2 and 3 for the offences under Section 498-A of the IPC and Sections 3 and 4 of the Act.

Heard Ms. Geeta Luthra, learned Senior Counsel appearing for Sri Vimal Varma Vasi Reddy, learned counsel for the petitioners; Sri Nikhil Chainain, learned counsel appearing for Sri E. Sudhanshu Rao, learned counsel for the respondent No.2; and Sri M. Ramachandra Reddy, learned Additional Public Prosecutor for the State. Perused the material available on record.

Learned Senior Counsel for the petitioners submits that the petitioners have no connection with the alleged offences. It is contended that the petitioner-accused No.1 is the husband of the respondent No.2, while petitioners-accused Nos.2 and 3 are his aged parents, aged about 65 and 67 years respectively. It is further submitted that after the marriage, the petitioner-accused No.1 and the respondent No.2 went to the United States of America and that all the alleged incidents occurred there. The petitioners-accused Nos.2 and 3 are permanent residents of Delhi and never resided with the petitioners-accused No.1 and the respondent No.2, nor did they have any role in the alleged matrimonial disputes. It is also submitted that there is no medical evidence to substantiate the allegation of physical assault against the respondent No.2. The allegations levelled against the petitioners-accused Nos.1 to 3 are false, baseless, and

vexatious. There are no essential ingredients either in the complaint or in the charge sheet to constitute the alleged offences against the petitioners-accused Nos.1 to 3. In the absence of any specific or overt acts attributed to the petitioners, learned Senior Counsel prays for stay of all further proceedings against them.

At this stage, learned counsel appearing for respondent No.2 submits that he has no objection to grant of stay of proceedings insofar as the petitioners-accused Nos.2 and 3 are concerned, but opposes the grant of stay in respect of the petitioner-accused No.1.

In reply, learned Senior Counsel appearing for the petitioners submits that the petitioners-accused Nos.2 and 3 are suffering from serious ailments, namely brain tumor and Parkinson's disease, and are in a critical condition, and that the petitioner-accused No.1 is required to take care of them.

On the other hand, learned Additional Public Prosecutor for the State, as well as the learned counsel for respondent No.2, submit that there are specific and prima facie allegations against the petitioners and, therefore, pray for dismissal of the Interlocutory Applications.

Having regard to the facts and circumstances of the case, and upon consideration of the submissions advanced on behalf of both sides, this Court is of the considered view that the matters requires detailed examination.

In the said circumstances, there shall be stay of all further proceedings against the petitioners-accused Nos.1 to 3 in C.C.No.570 of 2023 on the file of the learned Principal Judicial First Class Magistrate, Shadnagar, pending Criminal Petition.

SD/-S.MALLIKARJUNA RAO
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Principal Judicial First Class Magistrate at Shadnagar.
2. The Station House Officer, Nandigama Police Station, Cyberabad District.
4. One CC to Sri VIMAL VARMA VASI REDDY, Advocate [OPUC]
5. Two CCs to PUBLIC PROSECUTOR, High Court at Hyderabad [OUT]
6. One spare copy

HIGH COURT

JS, J

DATED:21.01.2026

ORDER



IA. No. 2 of 2024 IN CRLP. NO: 5902 OF 2024
AND
IA. No. 2 of 2024 IN CRLP. NO: 5903 OF 2024

INTERIM STAY