

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

WEDNESDAY, THE TWENTY NINTH DAY OF APRIL
TWO THOUSAND AND TWENTY SIX

**:PRESENT:
THE HONOURABLE SRI JUSTICE J SREENIVAS RAO
CRLP NO: 6731 OF 2026**

Between

1. Shaik Rafi, S/o. Shaik Saida,
2. Shaik Surajunnissa Begum, W/o. Shaik Saida,
3. Shaik Saida, S/o. Meera Saheb

.....PETITIONERS/Accused

AND

1. The State of Telangana, Rep by its Public Prosecutor, Hyderabad.
2. The SHO WPS, South West Zone, Hyderabad.
3. Syed Razia Sultana, W/o. Shaik Rafi Occ. Pvt Service, R/o. Flat No. 202, H.No. 8-1-21/106, Suryanagar Colony, Tolichowki, Golconda, Hyderabad, Telangana

Respondents

WHEREAS the Petitioners above named through their Advocate Smt. RADHIKA PALLA 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 Petitioners in C.C No. 9943/2024 in Crime. No.125/2024 proceedings before XV Addl. Chief Metropolitan Magistrate at Nampally, Hyderabad.

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of Smt. RADHIKA PALLA Advocate for the Petitioners, PUBLIC PROSECUTOR for the respondent Nos.1 and 2 directed issue of notice to the Respondent No.3 herein to show cause as to why this CRIMINAL PETITION should not be admitted.

You viz:

Syed Razia Sultana, W/o. Shaik Rafi, Occ. Pvt Service. R/o. Flat No. 202, H.No. 8-1-21/106, Suryanagar Colony, Tolichowki, Golconda, Hyderabad, Telangana

are directed to show cause on or before 06.07.2026 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 on all further proceedings in C.C No. 9943/2024 in Crime. No. 125/2024 proceedings before XV Addl. Chief Metropolitan Magistrate at Nampally, Hyderabad.

The Court made the following:

ORDER

Smt. Radhika Palla, learned counsel for the petitioners appearing through video conference submits that petitioner No.1/accused No.1 and respondent No.3 in O.S. No. 1858 of 2024 entered into a Memorandum of Agreement under Section 89 read with Rule 336 of the Code of Civil Procedure, 1908, based on which the Hyderabad Mediation Centre passed a decree on 20.05.2025. In the said Memorandum of Agreement, respondent No.3 agreed to withdraw D.V.C.No.369 of 2024 pending on the file of the IV Metropolitan Magistrate, Kalpataru, Hyderabad. However, she is not coming forward to close C.C.No.9943 of 2024 pending on the file of the XV Additional Chief Metropolitan Magistrate, Manoranjan Complex, Nampally, Hyderabad. Both parties obtained a decree of divorce in the said suit pursuant to the said agreement. Hence, the continuation of the proceedings against the petitioners is a clear abuse of 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 petitioners, require detailed examination.

Notice before admission.

Learned counsel for the petitioners is permitted to take out personal notice to respondent No.3 by way of speed post with acknowledgment due and file proof of service.

Post on 06.07.2026.

Till such time, there shall be an interim stay of all further proceedings against the petitioners/accused in C.C.No.9943 of 2024 on the file of XV Additional Chief Metropolitan Magistrate at Nampally, Hyderabad.

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

Sd/- T.SRINIVASA REDDY
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The XV Addl. Chief Metropolitan Magistrate at Nampally, Hyderabad.
2. The Station House Officer, WPS South West Zone Hyderabad, Hyderabad.
3. Syed Razia Sultana, W/o. Shaik Rafi, Occ. Pvt Service, R/o. Flat No. 202, H.No.-8-1-21/106, Suryanagar Colony, Tolichowki, Golconda, Hyderabad, Telangana[by SPAD-along with a copy of petition and memorandum of grounds]
4. One CC to Smt. RADHIKA PALLA 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: 29-04-2026

NOTICE BEFORE ADMISSION

POST ON 06.07.2026

CRLP.No.6731 of 2026

INTERIM STAY

