

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

TUESDAY, THE FIFTH DAY OF MAY
TWO THOUSAND AND TWENTY SIX

:PRESENT:
THE HONOURABLE SRI JUSTICE E.V. VENUGOPAL
WP NO: 15037 OF 2026

Between

Mohammed Sohail Baba, S/o Mohammed Muneeruddin, Occ- Business, R/o H.No.6-64/1, Bhagat Galli, Near Nizamia School, Patancheru, Sangareddy District.

Petitioner

AND

1. The State of Telangana, Rep. by its Principal Secretary, Department of Home, Dr.B.R. Ambedkar Secretariat, Hyderabad.
2. The Superintendent of Police, Sangareddy District At Sangareddy.
3. The Deputy Superintendent of Police, Sangareddy at Sangareddy.
4. The Station House Officer, Kondapur P.S., Sangareddy,
5. The Station House Officer, W.P.S. Sangareddy At Sangareddy.
6. Tahseen, W/o Mohammed Sohail Baba, Occ. Housewife, R/o H.No.4-96, Malkapur Village, Sangareddy Mandal and District

Respondents

WHEREAS the Petitioner above named through his Advocate SRI RAVINDER REDDY SINGIREDDY presented this Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue an appropriate, writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of respondents 2 to 4 in coercing petitioner and his entire family members to attend police station without notice u/s 35 (3) of BNS as illegal and unconstitutional apart from being violation of Articles 14 and 21 of the Constitution of India and consequently direct the respondents 2 to 4 not to compel the petitioner and his entire family members to the offices of the respondents 2 to 4;

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri. RAVINDER REDDY SINGIREDDY, Advocate for the Petitioner and Sri M. Srinivas, Asst. GP for Home for the Respondent Nos.1 to 5, directed issue of notice to the Respondent No.6 herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

Tahseen, W/o Mohammed Sohail Baba, Occ- Housewife, R/o H.No.4-96, Malkapur Village, Sangareddy Mandal and District

are directed to show cause on or before 14-07-2026 to which date the case stands posted as to why in the circumstances set out in the petition and the affidavit filed therewith (copy enclosed) this WRIT PETITION should not be admitted.

I.A. NO: 1 OF 2026

Petition under Section 151 of C.P.C praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to direct the respondents 2 to 4 to follow the binding directions of the Honble Supreme Court framed in Arnesh Kumar Vs. State of Bihar by following Section 35 (3) of BNS in calling the petitioner and his entire family members to the police station and to Pass, Pending disposal of WP No 15037 of 2026, on the file of the High Court.

The Court made the following:
ORDER

Notice before admission.

Mr. M.Srinivas, learned Assistant Government Pleader for Home, takes notice for respondent Nos.1 to 5, waives further notice and seeks time to get instructions.

Learned counsel for the petitioner is permitted to take out personal notice to respondent No.6 by Speed Post with Acknowledgment Due and file proof of service before the Registry by the next date of listing.

Learned counsel for the petitioner submits that the respondent police are interfering with the personal life and liberty of the petitioner arising out of matrimonial disputes, without issuing notice under Section 35(3) BNS and without following the guidelines issued by the Hon'ble Supreme Court in ARNESH KUMAR V. STATE OF BIHAR¹.

This matter requires detailed examination and the facts can be ascertained only upon filing written instructions/counter by the official respondents.

In the meantime, respondent Nos.4 and 5 are directed not to interfere with the personal life and liberty of the petitioner without following due process of law.

List on 14.07.2026.

Sd/- A.JAYASREE
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

¹ 2014(8) SCC 273

To,

1. The Principal Secretary, Department of Home, State of Telangana, Dr.B.R. Ambedkar Secretariat, Hyderabad.
2. The Superintendent of Police, Sangareddy District At Sangareddy.
3. The Deputy Superintendent of Police, Sangareddy at Sangareddy.
4. The Station House Officer, Kondapur P.S., Sangareddy
5. The Station House Officer, W.P.S. Sangareddy At Sangareddy. [1 to 5 by SPAD]
6. Tahseen, W/o Mohammed Sohail Baba, Occ. Housewife, R/o H.No.4-96, Malkapur Village, Sangareddy Mandal and District [by SPAD-along with a copy of petition and affidavit]
7. One CC to Sri. RAVINDER REDDY SINGIREDDY Advocate [OPUC]
8. Two CCs to GP FOR HOME, High Court for the State of Telangana, at Hyderabad [OUT]
9. One spare copy

HIGH COURT

EVV, J

DATED: 05-05-2026

List on 14.07.2026

NOTICE BEFORE ADMISSION

WP.No.15037 of 2026

DIRECTION

