

**IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD
(Special Original Jurisdiction)**

**TUESDAY, THE EIGHTEENTH DAY OF NOVEMBER
TWO THOUSAND AND TWENTY FIVE**

PRESENT

THE HONOURABLE SRI JUSTICE N. TUKARAMJI

WRIT PETITION NO: 14310 OF 2018

Between:

1. Khaja Nazeemuddin, S/o. Sri Khaja Nazeeruddin Aged about 35 years, Occ: Business, Residents of H.No. 28-2-43/A/26, G.M. Colony, Chandrayangutta, Hyderabad.
2. Khaja Nizamuddin, S/o. Sri Khaja Nazeeruddin Aged about 39 years, Occ: Business, Residents of H.No. 28-2-43/A/26, G.M. Colony, Chandrayangutta, Hyderabad. (Lw1 and Lw2 Both are injured persons as per charge sheet)

...PETITIONERS

AND

1. The State of Telangana, Rep by its principal secretary Home department, Secretariat, Hyderabad.
2. The Commissioner of Police, Hyderabad, office at Basheerbagh, Hyderabad.
3. The Deputy Commissioner of Police, South Zone, Hyderabad.
4. The Deputy Commissioner of Police, Central Crime Station, Nampally, Hyderabad.
5. The Assistant Commissioner of Police, A. H. Team, CCS, DD, Hyderabad.
6. The Station House Officer, P.S. Chandrayangutta, Hyderabad
7. Faisal-bin Mannan Quledi @ Faisal Quledi, S/o. Late Mannan Bin-Mohammed Quledi, Age about 24 years, Occ. Business, R/o. H.No. 18-2-36/1/29, GM Colony, Bandlaguda, Chandrayanagutta, Hyderabad.

(Accused No.1 as per charge sheet)

8. Saleh-Bin-Thiriff, S/o. Mohammed-Bin-Mubarak, Aged about 26 years, r/o. H.No. 18-10-28/6, Barkas, Chandrayanagutta, Hyderabad.

(Accused No.2 as per charge sheet)

9. Salman-Bin-Abdul Rahman Quledi, S/o. Abdul Rahman- Bin-Mohammed Quledi, Age about 24 years, Occ. Business, R/o. H.No. 18-2-36/1/29, GM Colony, Bandlaguda, Chandrayanagutta, Hyderabad.

(Accused No.3 as per charge sheet)

10. Abdul Danish, S/o. Late Abdul Lateef, Aged about 25 years, Occ. Salesman, r/o. H.No. 16-2-36/1/119, Ghazi Millat Colony, Bandlaguda, Hyderabad.
(Accused No.4 as per charge sheet)
11. Abdullah-Bin Thriff, S/o. Ahmed-bi-Mubarak bin Thriff, Aged about 27 years, Occ. student, r/o. H.No. 18-1-24/1, Barkas, Chandrayanagutta, Hyderabad.
(Accused No.5 as per charge sheet)
12. Azhar, S/o. Mohd. Zaker, Aged about 25 years, Occ. Baba Bakery, r/o. Ghazi Millat Colony, Chandrayanagutta, Hyderabad.
(Accused No.6 as per charge sheet)
13. Shoeb, S/o. Abbas Hussain, Aged about 24 years, Occ. Student, r/o. Al Jubail Colony, Falaknuma, Hyderabad.
(Accused No.7 as per charge sheet)
14. Zakir, S/o Ayyub, Aged about 25 years, Occ. Salesman, r/o. Ghazi Millat Colony, Chandrayanagutta, Hyderabad.
(Accused No.8 as per charge sheet)
15. Hamed, S/o. Late Syed Ali, Aged about 24 years, Occ. Salesman, r/o. Hafezbabanagar, Chandrayanagutta, Hyderabad.
(Accused No.9 as per charge sheet)

...RESPONDENTS

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 the official respondents herein particularly the 5th respondent who is Lw19 in the charge sheet in not properly conducting the investigation of the matter on hand and filing lopsided charge sheet No. 123/2017 in PRC No. 6 of 2017 (New Crime No. 69 of 2016 dated 11/03/2013 on the file of 5th respondent corresponding to old crime no. 356 of 2014 on the file of 6th respondent) without properly completing investigation on sound principles of law and procedures thereby rendering the prosecution case impaired as being unjust, against procedures of criminal jurisprudence, arbitrary, unconstitutional and against the principles of natural justice and consequently to direct re-investigation of the case by entrusting the task of investigation to some other independent agency or state law enforcing body and to file additional charge sheet to appropriately plug the loop holes and lacuna which has already crept in the present charge sheet on record vide charge sheet No. 123/17 dated 20-04-2017 vide PRC No. 6 of 2017 on the file of Honorable XII Additional Chief Metropolitan Magistrate, Nampally, Hyderabad.

IA NO: 1 OF 2018

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to grant stay of all further proceedings in pursuance of charge sheet No. 123/2017 dated 20-04-2017 vide PRC No. 6 of 2017 on the file of Honorable XII Addl.

Chief Metropolitan Magistrate, Nampally, Hyderabad, pending disposal of the main Writ Petition.

**Counsel for the Petitioner: Ms. C. SUNITHA KUMARI REP. FOR
SRI A. SURYANARAYANA**

Counsel for the Respondent No.1 to 6: SRI D. PRADEEP, ASST. GP FOR HOME

Counsel for the Respondent No.7 to 15: - - - -

The Court made the following: ORDER

THE HONOURABLE SRI JUSTICE N.TUKARAMJI

WRIT PETITION No.14310 OF 2018

ORDER:

This Writ Petition is filed under Article 226 of Constitution of India seeking the following relief/s:-

"...to issue an appropriate Writ, Order or Direction, more particularly one in the nature of Writ of Mandamus, declaring the action of the official respondents herein particularly 5th respondent who is LW19 in the charge sheet in not properly conducting the investigation of the matter on hand and filing lopsided charge sheet No. 123/2017 in PRC No. 6 of 2017 (New Crime No. 69 of 2016 dated 11/03/2013 on the file of 5th respondent corresponding to old crime No.356 of 2014 on the file of 6th respondent) without properly completing investigation on sound principles of law and procedures thereby rendering the prosecution case impaired as being unjust, against procedures of criminal jurisprudence, arbitrary, unconstitutional and against the principles of natural justice and consequently to direct re-investigation of the case by entrusting the task of investigation to some other independent agency or state law enforcing body and to file additional charge sheet to appropriately plug the loop holes and lacuna which has already crept in the present charge sheet on record *vide* charge sheet No. 123/2017 dated 20-04-2017 *vide* PRC No. 6 of 2017 on the file of Hon'ble XII Additional Chief Metropolitan Magistrate, Nampally, Hyderabad and to grant..."

2. Heard Ms.C.Sunitha Kumari, learned counsel representing Mr.A.Suryanarayana, learned counsel appearing for the petitioners and Mr. D.Pradeep, learned Assistant Government Pleader for Home appearing for respondent Nos.1 to 6.

3. Learned counsel for the petitioners submits that the respondent police authorities did not conduct the investigation properly and charge sheet was filed, as the investigation was lopsided seeking a direction for re-

investigation of the case and for entrustment of investigation to another independent agency, this writ petition was filed.

4. Learned Assistant Government Pleader for Home appearing for respondent Nos. 1 to 6 submits that in Crime No. 123 of 2017 charge sheet was filed and PRC No. 6 of 2017 has been registered. Thereafter, S.C. No. 68 of 2020 was numbered on the file of the IV Additional Metropolitan Sessions Judge, Hyderabad, and the same is pending for trial. Hence, prayed for dismissal of the petition.

5. I have perused the material available on record.

6. Having considered the grievance of the petitioners and the developments reported by the learned Assistant Government Pleader for Home, at this stage directing the respondents for re-investigation by entrusting the task of investigation would not be proper. Leaving open the liberty to the petitioners to avail available remedies before the trial Court to the petitioners, this writ petition is disposed of. There shall be no order as to costs.

Miscellaneous Petitions, pending if any, shall stand closed.

SD/-A. JAYASREE
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

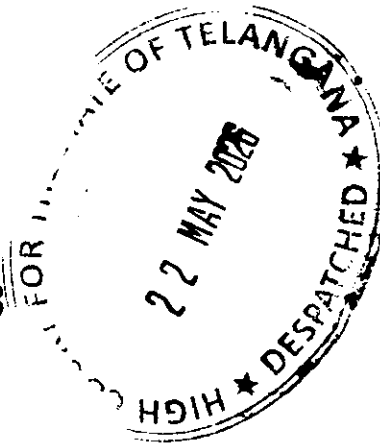
1. The principal secretary Home department, The State of Telangana, Secretariat, Hyderabad.
2. The Commissioner of Police, Hyderabad, office at Basheerbagh, Hyderabad.
3. The Deputy Commissioner of Police, South Zone, Hyderabad.
4. The Deputy Commissioner of Police, Central Crime Station, Nampally, Hyderabad.
5. The Assistant Commissioner of Police, A. H. Team, CCS, DD, Hyderabad.
6. The Station House Officer, P. S. Chandrayangutta, Hyderabad
7. One CC to SRI A. SURYANARAYANA, Advocate [OPUC]
8. Two CCs to GP FOR HOME, High Court for the State of Telangana. [OUT]
9. Two CD Copies

HIGH COURT

DATED:18/11/2025

ORDER

WP.No.14310 of 2018



**DISPOSING OF THE WRIT PETITION
WITHOUT COSTS**

12/11/26
18/4/26