

(SHOW CAUSE NOTICE BEFORE ADMISSION)
HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD
 WEDNESDAY, THE SIXTH DAY OF MAY TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE SRI JUSTICE J SREENIVAS RAO
CRLP NO: 7323 OF 2026

Between

1. Smt.Konda Radhamma, W/o Late K Anjaiah Goud Age 91 years, Occ. House wife, R/o H.No.19-180, Venkateswara Colony, Shadnagar, Ranga Reddy District - 509 216
2. Smt.Meka Srivalli, W/o M.V. Rathnam, Age 46 years, Occ Business R/o H No 8-2695/R Flat No.G1, Royal Banjara Apartment, Road No.12, Banjara Hills, Hyderabad - 500 034
3. Sri Pathipati Sreedhar, S/o P.Venkata Ramana Naidu, Age 38 years, Occ Business R/o Flat No 13 -194 Ambedkar Colony, Thimmi Naidu Palem, Tirupathi (Urban), Chittoor District, Andhra Pradesh - 517 507
4. Mr.Konda Narsimhulu, S/o Late K.Anjaiah Goud, Age 65 years Occ Agriculture R/o H.No.19-180, Venkateshwara Colony, Shadnagar, Ranga Reddy District - 509 216
5. Mr.Konda Venkataiah, S/o Late K.Anjaiah Goud, An 69 years Occ Agriculture R/o H No 10-105 Thimmapur Village, Kothur Mandal, Ranga Reddy District - 509 325
6. Mr.Konda Vittalaiah, S/o Late K. Anjaiah Goud, Age 62 years Occ Agriculture R/o H No 10-101 Thimmapur Village, Kothur Mandal, Ranga Reddy District - 509 325
7. Mr.Konda Sathaiah Goud, S/o Late K.Anjaiah Goud, Age 60 years Occ Agriculture R/o H No 1-45/D Vijay Nagar Colony, Shadnagar, Ranga Reddy District - 509 216

.....Petitioner/Accused Nos.1 to 7

AND

1. The State of Telangana, Rep by its Public Prosecutor High Court Buildings Hyderabad
2. MR B Purushotham Naidu, S/o B Venkateswarlu Age 59 years Occ Business R/o Plot No 33 H No 8-2-293/82/F/C/33 Film Nagar Cooperative Society Ltd Banjara Hills Hyderabad
3. MS S Venkat Reddy, Retd Tahsildar Shadnagar Mandal Ranga Reddy Dist Mobile 9849135980

Respondents/Defendants

WHEREAS the Petitioners above named through their Advocate Sri. KURITI BHASKARA RAO presented this Petition under Section 528 of B.N.S.S.

Act 46 of 2023, praying that in the circumstances stated in the grounds filed in support of the CRIMINAL PETITION, the High Court may be pleased to call for the records pertaining to the F.I.R. No.156 of 2026 dated 20/04/2026 of P.S. Kothur Future city, Ranga Reddy District and the same is liable to be Quashed against the petitioner Nos.1 to 7 shown as Accused 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. KURITI BHASKARA RAO Advocate for the Petitioner and , PUBLIC PROSECUTOR for the respondent No.1, directed issue of notice to the Respondents herein to show cause as to why this CRIMINAL PETITION should not be admitted.

You viz:

1. MR B Purushotham Naidu, S/o B Venkateswarlu Age 59 years Occ Business R/o Plot No 33 H No 8-2-293/82/F/C/33 Film Nagar Cooperative Society Ltd Banjara Hills Hyderabad
2. MS S Venkat Reddy, Retd Tahsildar Shadnagar Mandal Ranga Reddy Dist Mobile 9849135980

are directed to show cause on or before 15.06.2026 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: 1 OF 2026

Petition under Section 528 of B.N.S.S. Act 46 of 2023, 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, pursuant to the registering of F.I.R. No.156 of 2026 dated 20.04.2026 or P.S. Kothur, Future city, Ranga Reddy district in the interest of justice, Pending disposal of CRLP No 7323 of 2026, on the file of the High Court.

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 Nos.2 and 3 through speed post with acknowledgment due and file proof of service.

Post on 15.06.2026.

Learned counsel for the petitioners submits that the petitioners have not committed the alleged offences and have been falsely implicated in the present case. The allegations levelled in the complaint are purely civil in nature. Respondent No.2 filed a private complaint before the Judicial Magistrate of First Class-cum-Junior Civil Judge, Ranga Reddy District at Shadnagar by giving a criminal colour. Learned trial Court

without giving opportunity of hearing as required under the provisions of Section 223(1) of the BNSS, referred the matter to investigation. He further submits that the offences 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 7 are concerned.

SD/- MOHD. ISMAIL
DEPUTY REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Judicial Magistrate of First Class-cum-Junior Civil Judge, Ranga Reddy District at Shadnagar
 2. The Station House Officer, Kothur P.S., Future city, Ranga Reddy district
 3. MR B Purushotham Naidu, S/o B Venkateswarlu Age 59 years Occ Business R/o Plot No 33 H No 8-2-293/82/F/C/33 Film Nagar Cooperative Society Ltd Banjara Hills Hyderabad.
 4. MS S Venkat Reddy, Retd Tahsildar Shadnagar Mandal Ranga Reddy Dist Mobile 9849135980
[Addresses 3 and 4 by SPAD-along with a copy of petition and memorandum of grounds]
 5. One CC to Sri. KURITI BHASKARA RAO Advocate [OPUC]
 6. Two CCs to PUBLIC PROSECUTOR High Court for the State of Telangana, at Hyderabad [OUT]
 7. One spare copy
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HIGH COURT

JSR, J

DATED: 06-05-2026

Post on 15.06.2026

**NOTICE BEFORE ADMISSION
CRLP.No.7323 of 2026**



DIRECTION