

(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 J SREENIVAS RAO
CRLP NO: 7326 OF 2026

Between

Kaveti Srinivas Rao,, S/o K.Sudhakar Rao.

.....Petitioner/Accused-1

AND

1. THE STATE OF TELANGANA,, Rep. By its Public Prosecutor, High Court, Hyderabad.

2. Smt.Ramadevi Kaveti,, W/o Kaveti Srinivas, Aged about 48 years, Occ. Housewife, R/o Plot No. 5 (P), Maruthi Gardens, Yapral, Alwal Mandal, Medchal District

Respondents/Defacto Complainant

WHEREAS the Petitioner above named through his Advocate M/s. RAMPRASAD PATHIPAKA presented this Petition under Section 528 of B.N.S.S. 2023 praying that in the circumstances stated in the grounds filed in support of the CRIMINAL PETITION, the High Court may be PLEASED to quash C.C.No. 271 OF 2022 on the file of the X Addl. Judicial Magistrate of First Class, at Medchal against the Petitioner /Accused-1.

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of M/s. RAMPRASAD PATHIPAKA Advocate for the Petitioner, Additional Public Prosecutor for respondent No.1, directed issue of notice to the Respondent No.2 herein to show cause as to why this CRIMINAL PETITION should not be admitted.

You viz:

Smt.Ramadevi Kaveti,, W/o Kaveti Srinivas, Aged about 48 years, Occ. Housewife, R/o Plot No. 5 (P), Maruthi Gardens, Yapral, Alwal Mandal, Medchal District

are directed to show cause on or before 22.06.2026 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: 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 of all further proceedings including appearance of the proceedings in C.C.No. 271 OF 2022 on the file of the X Adcl. Judicial Magistrate of First Class, at Medchal, pending disposal of CRLP No 7326 of 2026, on the file of the High Court.

The Court made the following:

ORDER:

Notice before admission.

Learned Additional Public Prosecutor takes notice on behalf of respondent No.1.

Learned counsel for the petitioner is permitted to take out personal notice to respondent No.2 by way of Speed Post with Acknowledgment Due and file proof of service.

Upon perusal of the record, it reveals that the learned Magistrate on 03.03.2022 took cognizance and issued summons to the petitioner, without recording satisfaction or assigning any reasons, which is contrary to the principles laid down by the Hon'ble Apex Court in Sunil Bharati Mittal v. Central Bureau of Investigation¹ and Fakhruddin Ahmad v. State of Uttaranchal and another².

Learned counsel for the petitioner submitted that the matter before the trial Court has not ripened for the trial and is at summons stage.

Post on 22.06.2026.

The presence of the petitioner/accused No.1 in C.C.No.271 of 2022 on the file of the X Additional Judicial Magistrate of First Class at Medchal, is dispensed with, subject to the condition that he shall be represented through his counsel on each and every date of hearing. If the presence of the petitioner is required, he shall appear before the trial Court. In case of non-appearance on the specific date fixed by the trial

¹ (2015) 4 SCC 609

² (2008) 17 SCC 157

Court for his appearance, the trial Court is entitled to proceed with the matter, in accordance with law.

SD/- AHMED ABDULLA KHAN

ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The X Additional Judicial Magistrate of First Class at Medchal
2. Smt.Ramadevi Kaveti,, W/o Kaveti Srinivas, Aged about 48 years, Occ. Housewife, R/o Plot No. 5 (P), Maruthi Gardens, Yapral, Alwal Mandal, Medchal District
[By SPAD-along with a copy of petition and memorandum of grounds]
3. One CC to M/s. RAMPRASAD PATHIPAKA Advocate [OPUC]
4. Two CCs to PUBLIC PROSECUTOR High Court for the State of Telangana, at Hyderabad [OUT]
5. One spare copy

HIGH COURT

JSR, J

DATED: 05-05-2026

Post on 22.06.2026

**NOTICE BEFORE ADMISSION
CRLP.No.7326 of 2026**

DIRECTION

