

(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 HON'BLE SRI JUSTICE J SREENIVAS RAO

CRLP NO: 7660 OF 2026

Between

Prem Kumar Agarwal, S/o. Sri Purushotam Das Agarwal

.....Petitioner/Accused No. 1

AND

1. The State of Telangana, Represented by Public Prosecutor High Court at Hyderabad
2. Manthana Naga Jyothi, W/o Ravi Varma Raj, Occ Business R/o Plot No. 398, Gangasthan layout Somaram, Medchal

Respondents

WHEREAS the Petitioner above named through his Advocate Smt. Manjari S Ganu 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 to quash FIR No. 238/2026 dated 14-03-2026 registered with Police Station, Medchal, Cyberabad District:

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of Smt. Manjari S Ganu Advocate for the Petitioner and Public Prosecutor for the 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:

Manthana Naga Jyothi, W/o Ravi Varma Raj, Occ Business R/o Plot No. 398, Gangasthan layout Somaram, Medchal

are directed to show cause on or before 13.07.2026 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 to stay all further proceedings including arrest and appearance of Petitioners pursuant to FIR No. 238/2026 dated 14-03-2026 registered with Police Station, Medchal, Cyberabad District, pending disposal of CRLP No 7660 of 2026, on the file of the High Court.

The Court made the following:
ORDER:

Smt. Manjiri S. Ganu, learned counsel for the petitioner submits that the petitioner has not committed any offence and has been falsely implicated in the present case. Even according to the allegations made in the complaint, the ingredients of the offences under Sections 318(4), 336(3), 338, 351(2) read with 3(5) of the Bharatiya Nyaya Sanhita, 2023 are not attracted against the petitioner. The allegations leveled against the petitioner are purely civil in nature. Especially, in respect of the very same subject property, civil proceedings are pending in O.S.No.680 of 2022 (old O.S.No.158 of 2021) on the file of the XVI Additional District Judge, R.R. District at Malkajgiri, wherein the learned Trial Court granted ad-interim Injunction in I.A.No.758 of 2021 in O.S.No.158 of 2021 dated 21.12.2021. Aggrieved by the same, respondent No.2 filed C.M.A.No.88 of 2022 before this Court and the same was dismissed on 02.05.2025. Aggrieved by the said dismissal order, respondent No.2 filed Special Leave to Appeal (C) No(S).24449 of 2025 before the Hon'ble Apex Court, wherein the Hon'ble Apex Court was pleased to grant status quo on 08.09.2025. When the same is pending before the Hon'ble Apex Court, respondent No.2 filed the present complaint by giving it a criminal colour. 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 petitioner, require detailed examination.

Notice before admission.

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.

Post on 13.07.2026.

Till such time, there shall be an interim stay of all further proceedings against the petitioner/accused No.1 in F.I.R.No.238 of 2026 of Medchal Police Station, Cyberabad District.

In default of filing proof of service, the stay shall stand vacated.

Sd/- P.C.SULEKHA DEVI
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The IX Additional Metropolitan Magistrate, Medchal Malkajgiri District at Medchal
2. The Station House Officer, Medchal Police Station, Cyberabad District
3. Manthena Naga Jyothi, W/o Ravi Varma Raj, Occ Business R/o Plot No. 398, Gangasthan layout Somaram, Medchal[by SPAD-along with a copy of petition and memorandum of grounds]
4. One CC to Smt. Manjari S Ganu 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: 06-05-2026

NOTE: POST ON 13.07.2026

NOTICE BEFORE ADMISSION

CRLP.No.7660 of 2026

INTERIM STAY

