

(SHOW CAUSE NOTICE BEFORE ADMISSION)
HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD
MONDAY, THE TWENTY SECOND DAY OF JUNE
TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE SRI JUSTICE J SREENIVAS RAO
CRLP NO: 9149 OF 2026

Between

Sri. Sanjay Kumar Dugar,, S/o. Sri. Bijay Singh Dugar.

.....PETITIONER/Accused No.2

AND

1. The State of Telangana,, Rep by its Public Prosecutor High Court at Hyderabad for the State of Telangana
 2. Radiant Interconnect Solutions India Pvt Ltd,, represented by Authorized Officer Mr. Jammu Shanmukheswara Rao S/o J.Satyam, Aged about 37 yrs, (office. 7-2-B-1, Industrial Estate, Sanathnagar, Hyderabad-500018).
 3. Jainendra Choraria, S/o Rajendra Prasad Choraria, Aged about 44 yrs, Occ . Director M/s Jeevan Polymers Pvt Ltd, R/o . H.No 11, Amaravathi Colony, Karkhana, Secunderabad).
- (respondent No.3 not necessary party to the present petition).

Respondents

WHEREAS the Petitioner above named through his Advocate SRI RAHUL KANDHARKAR 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 It is therefore prayed that this Hon'ble Court may be pleased to call for records in connection with CC NI. 1188 of 2021 on the file of the XI METROPOLITAN MAGISTRATE, HYDERABAD and quash the same as illegal, arbitrary and unsustainbale in the eyes of law.

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of SRI A. VENKATESH, Senior Counsel representing Sri. RAHUL KANDHARKAR Advocate for the Petitioner, ADDITIONAL 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:

Mr. Jammu Shanmukheswara Rao, Authorized Officer, S/o J.Satyam, Radiant Interconnect Solutions India Pvt Ltd, (office. 7-2-B-1, Industrial Estate, Sanathnagar, Hyderabad-500018).

are directed to show cause on or before 17.08.2026 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. praying that in the circumstances stated in the grounds filed in support of the CRIMINAL PETITION, the High Court may be It is just and necessary that this Hon'ble Court may be pleased to stay all further proceedings including appearance in CC.NI. 1188 of 2021 on the file of XI METROPOLITAN MAGISTRATE, HYDERABAD, pending disposal of CRLP No 9149 of 2026, on the file of the High Court.

The Court made the following:

ORDER

Mr. A. Venkatesh, learned Senior Counsel, representing Mr. Rahul Kandharkar, learned counsel for the petitioner, submits that respondent No.2-company filed private complaint against the petitioner for the offence punishable under Section 138 of the Negotiable Instruments Act, 1881 (for short 'the NI Act'). While the said proceedings were pending, respondent No.2-company took over accused No.1-company, pursuant to the order dated 21.04.2023, passed in I.A.No.480 of 2023 in CP(IB) No.260/9/HDB/2020 by the National Company Law Tribunal, Hyderabad Bench-II. Thereafter, respondent No.2-company withdrew Eighteen (18) similar complaints, out of 22 complaints, filed against accused No.1-company and its guarantors. He further submitted that accused No.1-company is no longer available and has been taken over by respondent No.2-company, therefore, no liability can be fastened independently against the petitioner, who was the Managing Director of accused No.1-company. Hence, continuation of the proceedings against the petitioner is a clear abuse of the process of law.

Taking into consideration the above said submissions, this Court is of the considered view that the grounds, which were raised by the learned counsel for the petitioner, require detailed examination.

Notice before admission.

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

Learned counsel for the petitioners is permitted to take out personal notice to respondent No.2 as well as to the counsel appearing on its behalf in the trial Court through speed post with acknowledgment due and any other mode which is available under law and file proof of service.

Post on 17.08.2026.

Till such time, there shall be an interim stay of all further proceedings against the petitioner/accused No.2 in C.C.NI.No.1188 of 2021 on the file of the XI Metropolitan Magistrate, at Hyderabad.

In default of filing proof of service by the next date of hearing, the interim stay granted shall stand vacated.

Sd/- M.OSMAN ALI BAIG
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. XI Metropolitan Magistrate, Hyderabad.
2. Mr. Jammu Shanmukheswara Rao, Authorized Officer, S/o J.Satyam, Radiant Interconnect Solutions India Pvt Ltd, (office. 7-2-B-1, Industrial Estate, Sanathnagar, Hyderabad-500018).[by SPAD-along with a copy of petition and affidavit/memorandum of grounds]
3. One CC to Sri. RAHUL KANDHARKAR 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: 22-06-2026

POST ON 17.08.2026

NOTICE BEFORE ADMISSION

CRLP.No.9149 of 2026

INTERIM STAY

