

**(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 SMT JUSTICE T.MADHAVI DEVI
WP NO: 19255 OF 2026**

Between

Dr. Shalini S, W/o. B. Shanthi Niketh.

Petitioner

AND

1. The State of Telangana, Rep. by its Principal Secretary, Home Department, Secretariat, Saifabad, Hyderabad.
2. The Commissioner of Police, Malkajgiri Commissionerate, Hyderabad.
3. The Asst. Commissioner of Police, Uppal Division, Hyderabad.
4. B Shanthi Niketh Shanthini Niketan, S/o. B. Muralidhar Gupta, Occ-Ophthalmologist, R/o. Flat No. C-605 Vasavi Metropolis, Laxmi Narayan Nagar Colony, Uppal, Bhagayath Layout, Uppal, Hyderabad, Telangana - 500 039.

Respondents

WHEREAS the Petitioner above named through her Advocate SRI M A MUJEEB presented this 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 Order, Direction or Writ more appropriately Writ of Mandamus declaring the action of the Respondents herein more particularly 3rd Respondent in not concluding the investigation and not filing the charge sheet in Crime No. 447 of 2026 dated. 03-04-2026 for the offences Under Sections 85 of BNS and Sec.109 of BNS and Sections Section 3 (1) (r) (s) of SC ST POA Act registered against the Unofficial Respondent No. 4 herein is as illegal, arbitrary, contrary to law, violative of Principle of Natural Justice and violative of Articles 14, 15, 16 and 21 of Constitution of India and consequently direct the 4th Respondent to conclude the investigation by adding Section 109 of BNS(Sec.307 of IPC) to the above FIR and file the charge sheet in Crime No. 447 of 2026 dated. 03-04-2026 for the offences Under Sections 85 of BNS and Sec.109 of BNS and Sections Section 3 (1) (r) (s) of SC ST POA Act registered against the Unofficial Respondent No. 4 herein forthwith in the interest of justice.



AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri. M A MUJEEB Advocate for the Petitioner and ASST GP FOR HOME, for the respondent Nos. 1 to 3, directed issue of notice to the Respondent No.4, herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

B Shanthi Niketh Shanthini Niketan, S/o. B. Muralidhar Gupta, Occ-Ophthalmologist, R/o. Flat No. C-605 Vasavi Metropolis, Laxmi Narayan Nagar Colony, Uppal, Bhagayath Layout, Uppal, Hyderabad, Telangana - 500 039.

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 affidavit filed therewith (copy enclosed) this WRIT PETITION should not be admitted.

I.A. NO: 1 OF 2026

Petition under Section 151 of C.P.C praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to direct the 3rd Respondent to conclude the investigation by adding Section 109 of BNS(Sec.307 of IPC) to the above FIR and file the charge sheet in Crime No. 447 of 2026 dated. 03-04-2026 for the offences Under Sections 85 of BNS and Sec.109 of BNS and Sections Section 3 (1) (r) (s) of SC ST POA Act registered against the Unofficial Respondent No. 4 herein forthwith, per ding disposal of WP No 19255 of 2026, on the file of the High Court.

The Court made the following:

ORDER

Notice before admission.

Issue notice to respondent No.4.

Learned Assistant Government Pleader for Home takes notice on behalf of respondent Nos.1 to 3 and waives further notice.

In view of the waiver, Registry is directed not to take out notices to respondents No.1 to 3.

Learned counsel for the petitioner is permitted to take out personal notice to respondent No.4 and file proof of service.

Learned Assistant Government Pleader for Home has forwarded the written instructions received by him whereunder it is stated that in order to verify the caste certificate of the petitioner, a letter dated 09.06.2026 was addressed to the Tahsildar, Uppal Mandal and confirmation reply is awaited.



Learned counsel for the petitioner, however, pointed out that Section 4(2)(e) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 prescribes that enquiry has to be completed and charge sheet has to be filed within a period of sixty (60) days and if the same is not filed/is filed with delay, the Officer has to explain the delay in writing, if any.

The complaint was given on 03.04.2026 and the request of the Officer to Tahsildar for verification of caste certificate of the petitioner i.e., dt.09.06.2026, which is made beyond the period of two (02) months. Therefore, the respondent officials are directed to file counter affidavit.

List this matter on 13.07.2026.

Sd/- **B.REKHA RANI**
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Principal Secretary, Home Department, State of Telangana, Secretariat, Saifabad, Hyderabad.
2. The Commissioner of Police, Malkajgiri Commissionerate, Hyderabad.
3. The Asst. Commissioner of Police, Uppal Division, Hyderabad.[Addressees 1 to 3 by SPAD]
4. B Shanthi Niketh Shanthini Niketan, S/o. B. Muralidhar Gupta, Occ-Ophthalmologist, R/o. Flat No. C-605 Vasavi Metropolis, Laxmi Narayan Nagar Colony, Uppal, Bhagayath Layout, Uppal, Hyderabad, Telangana - 500 039.[by SPAD-along with a copy of petition and affidavit]
5. One CC to Sri. M A MUJEEB Advocate [OPUC]
6. Two CCs to GP FOR HOME, High Court for the State of Telangana, at Hyderabad [OUT]
7. One spare copy

HIGH COURT

TMD, J

DATED: 22-06-2026

List this matter on 13.07.2026

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NOTICE BEFORE ADMISSION

WP.No.19255 of 2026

DIRECTION

