

(SHOW CAUSE NOTICE BEFORE ADMISSION)
HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD
THURSDAY, THE NINTH DAY OF JULY
TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE SRI JUSTICE J SREENIVAS RAO
CRLP NO: 9661 OF 2026

Between

Sri. GOPAL RATHI,, S/o Sampath Kumar Rathi.

.....PETITIONER/Accused

AND

1. The State of Telangana,, Represented by its Public Prosecutor, High Court for the State of Telangana, Hyderabad.
2. Smt. RAJBALA AGARWAL,, W/o Suresh Agarwal, Aged about 47 years, Occ. Household, R/o. Plot No. 19, Sy. No. 139, Patha Kunta, Tandur, Vikarabad District, T.S. 5010141.

Respondents

WHEREAS the Petitioner above named through her Advocate Sri. SYED KHADER MASTAN 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 pleased to quash the proceedings in C.C. No. 5 of 2026 on the file of the Judicial First Class Magistrate, Vikarabad District, at Tandur, for the offence punishable under Section 138 of Negotiable Instruments Act, 1881.

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of Sri. SYED KHADER MASTAN 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:

Smt. RAJBALA AGARWAL,, W/o Suresh Agarwal, Aged about 47 years, Occ. Household, R/o. Plot No. 19, Sy. No. 139, Patha Kunta, Tandur, Vikarabad District, T.S. 5010141.

are directed to show cause on or before 24.08.2026 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: 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 all further proceedings in C.C. No. 5 of 2026 on the file of the Judicial First Class Magistrate, Vikarabad District, at Tandur, for the offence punishable under Section 138 of Negotiable Instruments Act, 1881, pending disposal of CRLP No 9661 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 as well as learned counsel appearing on his behalf before the trial Court, by way of speed post with acknowledgment due and any other mode which is available under law, and file proof of service.

Post on 24.08.2026.

The presence of the petitioner/accused in C.C.No.5 of 2026 on the file of the Judicial First Class Magistrate, Vikarabad District at Tandur, 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 Court for his appearance, the trial Court is entitled to proceed with the matter, in accordance with law.

**Sd/- AHMAD ABDULLA KHAN
ASSISTANT REGISTRAR**

//TRUE COPY//

SECTION OFFICER

To,

1. The Judicial First Class Magistrate, Vikarabad District, at Tandur.

2. Smt. RAJBALA AGARWAL,, W/o Suresh Agarwal, Aged about 47 years, Occ. Household, R/o. Plot No. 19, Sy. No. 139, Patha Kunta, Tandur, Vikarabad District, T.S. 5010141.[by SPAD-along with a copy of petition and memorandum of grounds] —
3. One CC to Sri. SYED KHADER MASTAN 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: 09-07-2026

POST ON 24.08.2026.

NOTICE BEFORE ADMISSION

CRLP.No. 9661 of 2026

DIRECTION

