

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

WEDNESDAY, THE TWENTIETH DAY OF NOVEMBER ✓

TWO THOUSAND AND TWENTY FOUR ✓

:PRESENT:**THE HONOURABLE SMT JUSTICE JUVVADI SRIDEVI ✓****IA No. 2 OF 2024 ✓****IN****CRLP NO: 10943 OF 2024 ✓****Between:**

✓ Kommalapati Kishore Babu S/o Komalapati Venkateswarulu

...Petitioner

(Petitioner in CRLP 10943 OF 2024

on the file of High Court)

AND

- ✓ 1. State, Represented by Inspector Police, Central Bureau of Investigation, EOW, Chennai. Rep. by Special P.P. for CBI High Court, Hyderabad.
- ✓ 2. Mr.P.Balasubramanian, Occ. Vice-President of SBI Global Factors Ltd, Metropolitan Building, 6th Floor, Bandra-Kurla Complex, Bandra (East), Mumbai-400 051

...Respondents

(Respondents in-do-)

Counsel for the Petitioner**: SRI K R K V PRASAD****Counsel for the Respondent No.1****: SRI T SRUJAN KUMAR REDDY**

Petition under Section 528 of B.N.S.S. praying that in the circumstances stated in the petition, the High Court may be pleased to stay all further proceedings including appearance of the petitioner herein/Accused No.1 in C.C.No.3 of 2018 on the file of the XXI Addl. Chief Metropolitan Magistrate- cum-Special Session Court, Hyderabad pending disposal of CRLP No.10943 of 2024, on the file of the High Court.

The Court made the following

ORDER

Heard learned counsel for the petitioner and learned Standing Counsel for CBI.

The learned counsel for the petitioner submits that merely because Global Trade Finance Limited (GTFL) is taken over by the SBI Global Factors and Commercial Services Private Limited, subsequent to the occurrence of the alleged transactions between GTFL and M/s.Digital PC Technologies Limited, the same cannot be considered as having been undertaken with the "banker" thereby conferring jurisdiction on the CBI to investigate into the transactions and actions complained of prior to take concerning two private parties.

It is submitted by the learned counsel for the petitioner that what the authority could not do when such incident occurred cannot be undertaken subsequently, merely because a banker has taken over the company.

As the issue raised goes to the root of the matter involving the jurisdiction of CBI to cause investigation into the crime, this Court is of the view that, the interim order granted earlier is to be continued.

Accordingly this application is disposed of.

//TRUE COPY//


SD/-L.LAXMI BABU
ASSISTANT REGISTRAR


SECTION OFFICER

To,

1. The XXI Addl. Chief Metropolitan Magistrate- cum- Special Session Court, Hyderabad
2. The Inspector Police, Central Bureau of Investigation, EOW, Chennai
3. Mr.P.Balasubramanian, S/o. Not known to the petitioner, Occ. Vice-President of SBI Global Factors Ltd, Metropolitan Building, 6th Floor, Bandra-Kurla Complex, Bandra (East), Mumbai-400 051 (By RPAD)
4. One CC to SRI K R K V PRASAD Advocate [OPUC]
5. One CC to SRI T SRUJAN KUMAR REDDY, SC FOR CBI [OPUC]
6. One spare copy

HIGH COURT

JS,J

DATED:20/11/2024

ORDER

**IA NO.2 OF 2024
IN
CRLP.No.10943 of 2024**

DIRECTION

