



2025:TSHC:28345

**IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

**FRIDAY, THE TWENTY SECOND DAY OF AUGUST
TWO THOUSAND AND TWENTY FIVE**

PRESENT

THE HONOURABLE SMT JUSTICE TIRUMALA DEVI EADA

CRIMINAL PETITION NO: 10752 OF 2025

Between:

1. Durgi Rakesh Goud @ D Rakesh Goud, S/o. Rajeshwar Goud, Aged about 38 years, Occ Business, Proprietor, M/s Ganga Rice Mill, R/o. H. No. 7- 109/4/B, Bada Bheemgal, Bheemgal Mandal, Nizamabad District, Telangana - 503307.
2. Bommena Ranjeeth Kumar @ B. Ranjith, S/o. Rajeshwar, Aged about 34 years, Occ Business, Proprietor, Sri Raja Rajeshwara Rice Mill, R/o. House Number 2- 25/1, Gongappul, Nizamabad, Telangana - 503307.
3. Gangone Sharadha @ G. Sharada, W/o. Gangone Hanmandlu, Aged about 40 years, Occ Business, Proprietor, Sri Hari Hara Rice MW, R/o. H. NO 25, Gonugopula, Bheemgal Mandal, Nizamabad. Telangana - 503307.

... PETITIONERS/ACCUSED No.1 TO 3

AND

1. The State of Telangana, Rep by its Public Prosecutor, through The Station House Officer, Police Station Bheemgal, Nizamabad District, High Court for the State of Telangana, Hyderabad.
2. The Station House Officer, Police Station Bheemgal, Nizamabd District, Telangana
3. The District Manager, Telangana State Civil Supplies Corporation Ltd, Nizamabad District, Telangana

... RESPONDENTS

Petition under Section 523 of B.N.S.S., praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court may be pleased to Call for the records in F. I. R No. 151 of 2025 dated 20.08.2025 on the file of the Police Station Bheemgal, Nizamabad District, and quash the same.



2025:TSHC:28345

I.A. NO: 2 OF 2025

Petition under Section 528 of B.N.S.S., praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court may be pleased to stay all further proceedings, including the arrest of the Petitioners, in relation to F. I. R No. 151 of 2025 dated 20. 08. 2025, on the file of the Police Station Bheemgal, Nizamabad District, pending disposal of the above, Criminal petition

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri GUJJULA MADHUSUDAN, Advocate for the Petitioner and the Public Prosecutor on behalf of the Respondent No. 1 and none appeared for the Respondent No. 2 & 3.

The Court made the following: ORDER



2025:TSHC:28345

THE HON'BLE SMT. JUSTICE TIRUMALA DEVI EADA

CRIMINAL PETITION No.10752 of 2025

ORDER:

This criminal petition is filed seeking to quash the proceedings in Crime No.151 of 2025 on the file of the Station House Officer, Bheemgal Police Station, Nizamabad District, registered for the offences under Sections 316(5), 318(2), 318(4) read with 3(5) of Bharatiya Nyaya Sanhita, 2023 (for short 'BNS') and Section 7 of Essential Commodities Act (for short 'EC Act'), against the petitioners – accused Nos.1 to 3.

2. Heard Mr. G. Madhusudan, learned counsel for the petitioners and Mr.Jithender Rao Veeramalla, learned Additional Public Prosecutor for the respondent Nos.1 and 2.

3. Learned counsel for the petitioners submits that the punishment for the offences alleged against the petitioners is imprisonment of less than 7 years, and therefore prayed to direct the police to follow the procedure contemplated under Section 35 (3) of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS').

4. Learned Additional Public Prosecutor submits to pass appropriate orders in the petition.

5. Perused the record.

6. The offences alleged against the petitioners in the FIR are under Sections 316(5), 318(2), 318(4) read with 3(5) of BNS and Section 7 of EC Act. The punishment for the said offences is imprisonment of less than 7 years. Considering the facts and circumstances of the case and the submissions of the learned counsel for the petitioners, this Court deems it appropriate to direct the petitioners to appear before the Investigating Officer concerned on or before 06.09.2025 between 11.00 a.m. and 5.00 p.m., and in turn, the Investigating Officer is directed to follow the procedure laid down under Section 35 (3) of BNSS and the guidelines formulated by the Hon'ble Apex Court in **Arnesh Kumar v. State of Bihar**¹ scrupulously and the petitioners are also directed to co-operate with the Investigating Officer and to furnish the requisite information and documents as and when required by him.

7. The Criminal Petition is disposed of with the above directions. Miscellaneous Petitions pending, if any, shall stand closed.

1(2014) 8 SCC 273

//TRUE COPY//

SD/- A.V.S. PRASAD
DEPUTY REGISTRAR

SECTION OFFICER

To,

1. The I Addl. Judicial First Class Magistrate, Armoor.
2. The S.H.O., P. S. Bheemgal, Nizamabad District.
3. One CC to SRI. GUJJULA MADHUSUDAN Advocate [OPUC]
4. One CC to THE PUBLIC PROSECUTOR, HIGH COURT, HYD [OUCT]
5. Two CD Copies



2025:TSHC:28345

HIGH COURT

DATED:22/08/2025

ORDER

CRLP.No.10752 of 2025



DISPOSING OF THE CRLP

FM
25/8/25