

**HIGH COURT OF JUDICATURE AT HYDERABAD
FOR THE STATE OF TELANGANA AND THE STATE OF ANDHRA PRADESH**
[2583]
(Special Original Jurisdiction)

TUESDAY, THE FOURTH DAY OF SEPTEMBER—
TWO THOUSAND AND EIGHTEEN

:PRESENT:

THE HONOURABLE SRI JUSTICE A.RAJASHEKER REDDY —

WP .NO:25947 of 2018 —

Between:

1. P.Lavanya, W/o. P.Dinesh Rao Aged 36 Years, Occ. House Hold, C. M.Krishna Upadya, Jekinkatti Building, H.No.1290/4, Near Shoba Nursing Home, K.E.B. Office, Tabib Land, Hubballi District. Dharwad, Karnataka State.
2. P.Sudhiksha, D/o. P.Dinesh Rao, Aged 12 Years, Occ. Student, Being minor under the guardianship of her natural mother and natural guardian P. Lavanya W/o. P.Dinesh Rao, C/o. M.Krishna Upadya, Jekinkatti Building, H.No.1290/4, Near Shoba Nursing Home, K.E.B. Office, Tabib Land, Hubballi District. Dharwad, Karnataka State.

.....Petitioners —

AND

1. State of Telangana, Rep.by its Prl.Secretary (Home), Secretariat Buildings, Hyderabad - 500022
2. The Commissioner of Police, Cyberabad Police Commissionerate Beside BJP Office, Kukatpally, Hyderabad-500072
3. The Station House Officer, Police Station Alwal, Near Municipal Office, Secunderabad - 500010
4. P.Dinesh Rao, S/o P.Sripathi Rao, Aged 43 years, Occ. Private employee, R/o Flat No.105, A.R. Enclave, Loyola College Road, Father Balaiah Nagar, Old Alwal, Secunderabad -500 010.
5. Smt.P.Lakshmi Rao, W/o P.Sripathi Rao, Aged 65 years, Occ. Household, R/o Flat No.105, A.R. Enclave, Loyola College Road, Father Balaiah Nagar, Old Alwal, Secunderabad -500010
6. Dr.Satish Rao, S/o P.Sripathi Rao, Aged 41 years, Occ. Medical Practitioner, R/o Flat No.105, A.R. Enclave, Loyola College Road, Father Balaiah Nagar, Old Alwal, Secunderabad -500010
7. Sri Ganesh Rao, S/o P.Sripathi Rao, Aged 42 years, R/o Flat No.105, A.R. Enclave, Loyola College Road, Father Balaiah Nagar, Old Alwal, Secunderabad -500010.

.....Respondents —

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 a writ, direction or order, more particularly, in the nature of writ of mandamus declaring the inaction on the part of the respondents 1 to 3 in the matter of registering and carrying out investigation in respect of FIR No.389 of 2017 as also the non-execution of warrant of arrest issued by the competent court as against Sri.P.Dinesh Rao as illegal, arbitrary, malafide, irregular, irrational and violative of Article 14 of Constitution of India and also the provisions of Code of Criminal Procedure, 1973 and consequently direct the respondent Nos.2 and 3 to cause detailed enquiry and take immediate action as per law besides appropriate action against the erring officers of Respondents 2 and 3; —

IA NO: 1 OF 2018 —

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to direct the Respondent Nos.2 and 3 to cause enquiry in crime No.389/2017 on the file of —

3rd respondent Police Station and take immediate action as per law, pending disposal of WP.No.25947 of 2018, on the file of the High Court. ✓

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of SRI.J.PRABHAKAR, Advocate for the Petitioner and of learned Government Pleader for Home (T.G.) for Respondent Nos.1 to 3, Court made the following: ✓

ORDER:

Learned Assistant Government Pleader for Home produced written instructions stating that they have addressed a letter to the Branch manager, ICICI Bank, Alwal Branch, about the bank operations of the petitioner's husband who is the 4th respondent herein, for which the said bank authorities stated that the said account of the 4th respondent is inactive. The respondent police also contacted GENPACT company where the 4th respondent worked and the company authorities reported that the missing man is not attending his duties. It is also stated that a special Team headed by the ASI of Police and Head Constable was constituted to trace the 4th respondent; and that the respondent police are making serious and strenuous efforts to trace the missing person and the efforts are continuing.

In view of the above, post the writ petition after four weeks in Motion List for noting further progress in the investigation.

Office is directed to communicate a copy of this order to the respondents. ✓

SD/- M. RAMESH BABU
ASSISTANT REGISTRAR

//TRUE COPY//

For ASSISTANT REGISTRAR

To

1. The Principal Secretary (Home), State of Telangana, Secretariat Buildings, —
Hyderabad - 500022
2. The Commissioner of Police, Cyberabad Police Commissionerate, Beside BJP —
Office, Kukatpally, Hyderabad-500072
3. The Station House Officer, Police Station Alwal, Near Municipal Office, —
Secunderabad - 500010
4. P.Dinesh Rao, S/o P.Sripathi Rao, R/o Flat No.105, A.R. Enclave, Loyola College
Road, Father Balaiah Nagar, Old Alwal, Secunderabad -500 010. —
5. Smt.P.Lakshmi Rao, W/o P.Sripathi Rao, R/o Flat No.105, A.R. Enclave, Loyola
College Road, Father Balaiah Nagar, Old Alwal, Secunderabad -500010 —
6. Dr.Satish Rao, S/o P.Sripathi Rao, R/o Flat No.105, A.R. Enclave, Loyola College —
Road, Father Balaiah Nagar, Old Alwal, Secunderabad -500010
7. Sri Ganesh Rao, S/o P.Sripathi Rao, R/o Flat No.105, A.R. Enclave, Loyola College —
Road, Father Balaiah Nagar, Old Alwal, Secunderabad -500010 (1 to 7 by RPAD)
8. **The Deputy Commissioner of Police, Alwal, Hyderabad. (BY RPAD)**
9. One CC to SRI.J.PRABHAKAR, Advocate [OPUC] ✓
10. Two CCs to GP for Home (T.G) ,High Court Of Judicature at Hyderabad. [OUT] ✓
11. One Spare Copy ✓

HIGH COURT

ARR,J

DATED: 04.09.2018

NOTE: POST AFTER FOUR WEEKS
IN MOTION LIST

WP.NO.25947 OF 2018

DIRECTION

