

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

(Special Original Jurisdiction)

**FRIDAY, THE TWENTY FOURTH DAY OF OCTOBER
TWO THOUSAND AND TWENTY FIVE**

PRESENT

THE HONOURABLE SMT JUSTICE TIRUMALA DEVI EADA

WRIT PETITION NO: 30148 OF 2025

Between:

1. Bathula Shiva Kumar, S/o. Bathula Srinivas, aged 21 years, Occ- Student, R/o. H.No.1-74/1, Yenkepally Village, Bomraspet Mandal, Vikarabad District.
2. Bathula Praveen Kumar, S/o. Bathula Srinivas, aged 19 years, Occ- Student, R/o. H.No.1-74/1, Yenkepally Village, Bomraspet Mandal, Vikarabad District.

...PETITIONERS

AND

1. State of Telangana, Rep. by its Principal Secretary, Home Department, Secretariat, Hyderabad 500022.
2. The Director General of Police, Telangana State, Hyderabad.
3. The Superintendent of Police, Vikarabad District, Hyderabad Road, Vikarabad.
4. The Station House Officer, Bomraspet Police Station, Bomraspet, Vikarabad District.
5. Juvenile Justice Board, Mahabubnagar, represented by Junior Civil Judge, (Judicial Magistrate of First Class), Mahabubnagar.

...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 an appropriate writ, order or direction, more particularly in the nature of Writ of Certiorari, or any other appropriate writ, order or direction to call for the records relating to Crime No.88 of 2020 of Bomraspet Police Station and C.C.No.5 of 2021 on the file of Judicial Magistrate of First Class, Kodangal, and quash the proceedings insofar as the petitioners No.1 and 2 are concerned, To declare the action of the Respondent Police in not forwarding the petitioner's

case to the Juvenile Justice Board, Mahabubnagar, 5th Respondent herein and in continuing to treat the writ petitioners as the accused despite closure of the main case, as arbitrary, illegal and unconstitutional, To direct the respondents to forthwith delete the names of the petitioners from the list of accused persons in the police and court records and issue a clarification absolving them of all criminal involvement in FIR No.88/2020. Bomraspet Police Station and C.C.No.5 of 2021 on the file of Judicial Magistrate of First Class, Kodangal.

IA NO: 1 OF 2025

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 respondents not to treat the petitioners as accused persons in FIR No.88 of 2020 of Bomraspet Police Station and C.C.No.5 of 2021 on the file of Judicial Magistrate of First Class, Kodangal and not to obstruct their educational or employment opportunities on that basis.

Counsel for the Petitioners: SRI S. CHAKRAPANI

Counsel for the Respondents No 1 To 5: SRI M. SRINIVAS AGP FOR HOME

The Court made the following: ORDER

THE HON'BLE SMT. JUSTICE TIRUMALA DEVI EADA

WRIT PETITION No.30148 of 2025

ORDER:

1. This Writ Petition is filed seeking the Court to issue *Writ of Certiorari* declaring the action of respondents in not forwarding the petitioners' case to the Juvenile Justice Board, Mahabubnagar and continuing to treat the writ petitioners as the accused despite closure of main case, as illegal and arbitrary and consequently to direct the respondents to forthwith delete the names of the petitioners from the list of accused persons in the police and court records and issue clarification absolving them of all criminal involvement in FIR.No.88 of 2020, on the file of Bomraspet Police Station and C.C.No.5 of 2021, on the file of Judicial Magistrate of First Class, Kodangal, Vikarabad District.

2. Heard Sri S.Chakrapani, learned counsel for the petitioners as well as Sri M.Srinivas, the learned Assistant Government Pleader for Home appearing for the respondent Nos.1 to 5.

3. When the matter is taken up for hearing, the learned Assistant Government Pleader for Home representing the respondents has submitted that the petitioners herein are the juveniles and hence, their case has been referred to Juvenile Justice Board.

4. The learned petitioners' counsel has submitted that in the quash petition filed by him in the earlier instance, it was observed that since the petitioners herein are juveniles, if charge sheet is filed against them, they can approach this Court for quashment of the same and further submitted that the petitioners are not served with any notice from the Juvenile Justice Board and that if notice is served upon them, they are ready to appear before the concerned Juvenile Justice Board and cooperate with the proceedings.

5. Considering the submissions made by both parties, it is deemed appropriate to direct the concerned Juvenile Justice Board to serve notice on the petitioners/JCL-3 and JCL-4 and the petitioners shall co-operate with the Juvenile Justice Board and attend the proceedings without any lapses.

6. Accordingly, the Writ Petition is disposed of. There shall be no order as to costs.

7. As a sequel, miscellaneous petitions, pending if any, shall stand closed.

//TRUE COPY//

SD/- B.REKHA RANI
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The Principal Secretary, Home Department, State of Telangana, Secretariat, Hyderabad 500022.
2. The Director General of Police, Telangana State, Hyderabad.

3. The Superintendent of Police, Vikarabad District, Hyderabad Road, Vikarabad.
4. The Station House Officer, Bomraspet Police Station, Bomraspet. Vikarabad District.
5. Juvenile Justice Board, Mahabubnagar, represented by Junior Civil Judge, (Judicial Magistrate of First Class), Mahabubnagar.
6. One CC to SRI. S. CHAKRAPANI , Advocate [OPUC]
7. Two CCs to GP FOR HOME ,High Court for the State of Telangana at Hyderabad. [OUT]
8. Two CD Copies
DAN
TKS

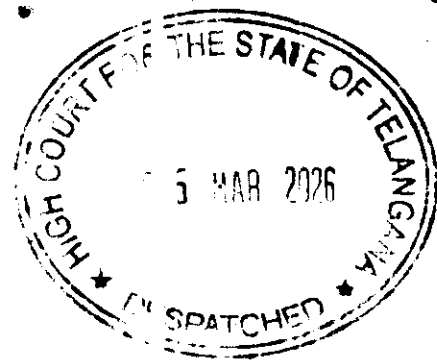
At

HIGH COURT

DATED:24/10/2025

ORDER

WP.No.30148 of 2025



**DISPOSING OF THE WRIT PETITION
WITHOUT COSTS**

(11)

NT
10/2/26