

(SHOW CAUSE NOTICE BEFORE ADMISSION)
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
CRIMINAL PETITION NO: 13985 OF 2024

Between:

M Srijith Raj, S/o. M. Shivraj

Petitioner/Accused

AND

1. The State of Telangana, Represented by its Public Prosecutor, High Court at Hyderabad through SHO, Borabanda, Hyderabad District.
2. K Kranthi Vijay Lakshmi, D/o K Krishna, Age. 23yrs, R/o.H.No.8-3- 167/0/69, Kalayan Nagar, plot no 203, Near Central bank, Yousufguda, Hyderabad.

Respondents/Complainant

WHEREAS the Petitioner above named through his Advocate Sri KIRAN KUMAR .B presented this Petition under Section 528 of BNSS, 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 F.I.R.No.683 of 2024 on the file of Borabanda Police Station Hyderabad District, Telangana;

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of Sri KIRAN KUMAR .B Advocate for the Petitioner and Assistant 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:

K Kranthi Vijay Lakshmi, D/o K Krishna, Age. 23yrs, R/o.H.No.8-3- 167/0/69, Kalayan Nagar, plot no 203, near central bank, Yousufguda, Hyderabad.

are directed to show cause on or before 02.01.2025 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.

IA NO: 2 OF 2024

Petition under Section 528 of BNSS, praying that in the circumstances stated in the grounds filed in support of the petition, the High Court may be pleased to stay all further proceedings including arrest of the petitioner in pursuant to the F.I.R.No.683 of 2024 on the file of Borabanda Police Station, Hyderabad District,

Telangana, pending disposal of CRLP No. 13985 of 2024, on the file of the High Court.

The Court made the following: ORDER:

Heard learned counsel for the petitioner and learned Assistant Public Prosecutor appearing for respondent-State.

Issue notice to respondent No.2.

Personal service is permitted.

List on 02.01.2025.

A perusal of the record discloses that *prima facie*, the ingredients of offence under Section 376 of IPC are not attracted. In the said circumstances, this Court deems it appropriate to direct the Police concerned to proceed with the investigation in respect of Crime No.683 of 2024 of P.S. Borabanda, however, no coercive steps shall be taken against the petitioner/accused, till 02.01.2025.

//TRUE COPY//

SD/-A.PRATHIMA
ASSISTANT REGISTRAR



SECTION OFFICER

To,

1. The III Addl. Chief Judicial Magistrate at Nampally, Hyderabad.
2. The SHO, P.S. Borabanda, Hyderabad.
3. K Kranthi Vijay Lakshmi, D/o K Krishna, Age. 23yrs, R/o.H.No.8-3- 167/0/69, Kalayan Nagar, plot no 203, near central bank, Yousufguda, Hyderabad.(by RPAD- along with a copy of petition and memorandum of grounds)
4. One CC to SRI KIRAN KUMAR B., Advocate [OPUC]
5. Two CCs to PUBLIC PROSECUTOR, High Court at Hyderabad [OUT]
6. One spare copy

HIGH COURT

JS,J

DATED:20.11.2024



LIST ON 02.01.2025

NOTICE BEFORE ADMISSION

CRLP.No.13985 of 2024

DIRECTION