

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

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

PRESENT

THE HONOURABLE SMT JUSTICE TIRUMALA DEVI EADA

CRIMINAL PETITION NO: 13775 OF 2025

Between:

1. Matcha Venkata Sai Santosh Rajkiran, S/o Venkata Gopal Rao Aged about. 30 years, Occupation Private Employee, R/o Flat No. 301, GSN Tower, New Colony Srikakulam and Flat No.401, Jetti Vigneswara Classic, Dwaraka Nagar, Visakhapatnam District.
2. Venkata Gopal Rao, S/o Unknown Aged about. 54 years, Occupation .Govt. official Non-Gazetted, R/o Flat No. 301, GSN Tower, New Colony Srikakulam and Flat No.401, Jetti Vigneswara Classic, Dwaraka Nagar, Visakhapatnam District.
3. Matcha Rajalakshmi, W/o Venkata Gopal Rao, Aged about. 54 years, Occupation. House Wife, R/o Flat No. 301, GSN Tower, New Colony Srikakulam and Flat No.401, Jetti Vigneswara Classic, Dwaraka Nagar, Visakhapatnam District.
4. Matcha Venkata Sai Santosh Tarun Teja, S/o Venkata Gopal Rao, Aged about. 28 years, Occupation Private Employee, R/o Flat No. 301, GSN Tower, New Colony Srikakulam and Flat No.401, Jetti Vigneswara Classic, Dwaraka Nagar, Visakhapatnam District.

...Petitioners/Accused

AND

1. The State of Telangana,, Rep by its Public Prosecutor, High Court Bldgs, Hyderabad.
...Respondent/Prosecution.
2. Smt. Matcha Balaji Akhila, W/o Matcha Venkata Sai Santosh Rajkiran, Age about .27 yrs, Occupation Private Employee, R/o766, The Konu Retreat Hafeezpet, Serilingampally, Hyderabad District..

...Respondent/Defacto Complainant

Petition under Section 528 of BNSS 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 relating to proceedings in FIR NO.270 Of 2025 At P.S WPS- IT Corridor (Cyderabad) for the offences under Sec. 85, 115(2), 75(2), 351(2), 352 BNS, 3,4, DPA, and quash the same as illegal.

I.A. NO: 2 OF 2025

Petition under Section 528 of BNSS praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court may be pleased to **stay** of all further proceedings in FIR NO.270 Of 2025 At P.S WPS-IT Corridor (Cyderabad) for the offences under Sec. 85, 115(2), 75(2), 351(2), 352 BNS, 3, 4, DPA, including the arrest of the Petitioner/Accused No.1 pending disposal of Criminal petition.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Mr G ESWARAI AH. Advocate for the Petitioners and Ms. S. MADHAVI, the Assistant Public Prosecutor on behalf of the Respondent No.1 and none appeared for the Respondent No.2.

The Court made the following: ORDER

THE HON'BLE SMT. JUSTICE TIRUMALA DEVI EADA

CRIMINAL PETITION No.13775 OF 2025

ORDER:

This Criminal Petition is filed seeking to quash the proceedings against the petitioners-accused Nos.1 to 4 in Crime No.270 of 2025 on the file of WPS-IT Corridor (Cyberabad), Cyberabad Commissionerate, registered for the offences under Sections 85, 115(2), 75(2), 351(2) and 352 of BNS and Sections 3 and 4 of the Dowry Prohibition Act.

2. Heard Sri G. Eswaraiah, learned counsel for the petitioners and Ms. S. Madhavi, learned Assistant Public Prosecutor for respondent No.1-State.

3. Though this Criminal Petition is filed for quashing the proceedings in the subject crime, during the course of arguments, learned counsel for the petitioners has sought for directions to the Police to proceed with investigation by issuing notice under Section 35(3) of Bharatiya Nagarik Suraksha Sanhita (BNSS).

4. Learned Assistant Public Prosecutor submitted to pass appropriate orders in the Criminal Petition.

5. Perused the record.

6. The offences alleged against the petitioners are under Sections 85, 115(2), 75(2), 351(2) and 352 of BNS and Sections 3 and 4 of the Dowry Prohibition Act. Considering 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 14.11.2025 between 11:00 AM and 5:00 PM, 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 receive the notice, submit their defense, co-operate with the Investigating Officer and furnish the requisite information and documents as and when required by him. The Investigating Officer shall consider the same and complete the investigation in the subject crime, strictly in accordance with law.

7. Accordingly, the Criminal Petition is disposed of with the above directions.

Miscellaneous Petitions pending, if any, shall stand closed.

(2014) 8 SCC 273

SD/- K.BHAVANI SWAMY
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The 1st Additional Junior Civil Judge cum IX Additional Judicial Magistrate of 1st Class, R.R.Dist., at Kukatpally (Call for Records)

- - contd - -

2. The Station House Officer, WPS-IT, Corridor (Cyberabad) Police Station, Cyberabad.
3. Two CCs to the Public Prosecutor, High Court for the State of Telangana, at Hyderabad. [OUT]
4. One CC to Mr. G ESWARAIAH, Advocate [OPUC]
5. Two CD Copies

RC/PSL

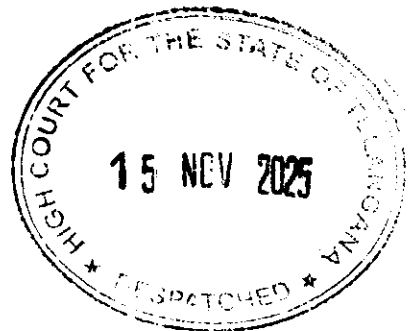
Pme.

HIGH COURT

DATED: 24/10/2025

ORDER

CRLP.No.13775 of 2025



Accordingly, this Criminal Petition is Disposed of.

② PMA.
6/11/25