

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

**SATURDAY, THE TWENTY FIFTH DAY OF OCTOBER
TWO THOUSAND AND TWENTY FIVE**

:PRESENT:

THE HONOURABLE SMT JUSTICE JUVVADI SRIDEVI

IA No. 2 OF 2025

IN

CRLP NO: 13781 OF 2025

Between:

Swapna Koripa, D/o. Ratnam.

...Petitioner/Accused No. 9

(Petitioner in CRLP 13781 OF 2025
on the file of High Court)

AND

1. The State of Telangana, Rep.by Public Prosecutor, High Court of Telangana At Hyderabad
2. Maheshwaram Swapna, W/o. Sri. Maheshwaram Brahma Prakash, Aged about 41 years, Occ Software Engineer, R/o. H.No. 1-98/1/4, Manasa Sarovar Apartment, Flat No.502, Beside Shilparamam, Jubilee Enclave Road, 3rd Left, Madhapur, Hyderabad, Telangana State

...Respondents/Defacto Complainant
(Respondents in-do-)

Counsel for the Petitioner : Sri RAJAGOPALLAVAN TAYI

Counsel for the Respondent No. 1 : Assistant PUBLIC PROSECUTOR

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 stay all further proceedings in the DVC No. 87/2024 on the file of the X Addl. Metropolitan Magistrate, Ranga Reddy District at Kukatpally, pending disposal of CRLP No. 13781 of 2025, on the file of the High Court.

The Court made the following

ORDER

This application is filed by the petitioner-accused No.9 seeking to grant stay of all further proceedings in DVC No.87 of 2024 on the file of

the X Additional Metropolitan Magistrate, Ranga Reddy District at Kukatpally.

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

Learned counsel for the petitioner submits that the *de facto* complainant has filed a DVC against the petitioner Nos.1 to 9. Though petitioner Nos.1 to 8 are the family members, petitioner No.9 is a friend of the petitioner No.1 and she has no domestic relationship whatsoever with the complainant, as defined under section 2(f) of the protection of Women from Domestic Violence Act, 2005. There are no specific instances or acts attributed to the petitioner contributing any offence or domestic violence within the meaning of the Act.

It is further submitted that the petitioner is neither a family member, nor living in the shared household or participated in any act of physical, emotional or economical abuse. Hence, the essential requirement of the domestic relationship under section 2 (f) and shared household under section 2(s) does not attract. It is a settled position of law that the Domestic Violence Act cannot be invoked against strangers or outsiders to the matrimonial home. Only to harass the petitioner due to mere acquaintance with her husband she has been involved in this case and no offence under D.V. Act is disclosed. The continuation of such proceedings against the petitioner, despite there being no domestic nexus or act of violence amounts to abuse of process of law. Hence, prays to grant stay of all further proceedings.

The submissions made by the learned counsel for the petitioner, do require detailed examination.

In view of the said circumstances, there shall be stay of all further proceedings DVC No.87 of 2024 on the file of the X Additional Metropolitan Magistrate, Ranga Reddy District at Kukatpally, till 12.11.2025.

SD/-M.NAGAMANI
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The X Addl. Metropolitan Magistrate, Ranga Reddy District at Kukatpally.
2. Maheshwaram Swapna, W/o. Sri. Maheshwaram Brahma Prakash, Aged about 41 years, Occ Software Engineer, R/o. H.No. 1-98/1/4, Manasa Sarovar Apartment, Flat No.502, Beside Shilparamam, Jubilee Enclave Road, 3rd Left, Madhapur, Hyderabad, Telangana State(By RPAD)
3. One CC to SRI. RAJAGOPALLAVAN TAYI Advocate [OPUC]
4. Two CCs to PUBLIC PROSECUTOR, High Court of Telangana at Hyderabad [OUT]
5. One spare copy

HIGH COURT

JS, J

DATED:25/10/2025

ORDER
I.A.No.2 of 2025
IN
CRLP.No.13781 of 2025

STAY

