

**IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD
(Special Original Jurisdiction)**

FRIDAY, THE FIFTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE VAKITI RAMAKRISHNA REDDY

WRIT PETITION NO: 38876 OF 2015

Between:

1. D. Chandrasekhar Reddy, S/o. Raja Reddy, Aged 50 years, Occ: Agriculture, H.No. 11-5-152/2, Officers Cooperative Society, Red Hills, Nampally, Hyderabad - 500 004.
2. A. Ravinder, S/o. A. Kishtaiah, Aged 47 years, Occ: Agriculture, R/o. Plot No. 491, II floor, Vasanth Nagar, Kukatpally, R.R. District.

...PETITIONERS

AND

1. The State of Telangana, Rep. by its Principal Secretary, Home Department, Secretariat Buildings, Hyderabad.
2. The Commissioner of Police, Cyberabad.
3. The Station House Officer, Allapur Police Station, Cyberabad, Hyderabad

(CT of Respondent No.3 is amended as per C.O. dated 05.12.2025 in IA No.2 of 2025)

...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, order or Direction more particularly one in the nature of writ of Mandamus declaring the action of Respondent no.3 in furnishing false information as regards the final report allegedly filed in Crime No. 509 of 2010 pending before Police Station, Madhapur as arbitrary, unjust and opposed to law with a consequential direction to entrust the investigation of Crime No. 509/2010 to Special Investigation Team (SIT).

I.A. NO: 1 OF 2015(WPMP. NO: 50078 OF 2015)

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 direct the 3rd respondent herein to give protection to the petitioner on the threats

being extended by the accused as referred in crime No. 509 of 2010 and their anti-social elements pending disposal of the main writ petition.

**Counsel for the Petitioners: SRI PALLE SRIHARINATH REDDY REPRESENTING FOR
SRI M. PARMA REDDY**

**Counsel for the Respondents: SRI BHUVANAGIRI SRIDHAR,
ASST. GP FOR HOME**

The Court made the following: ORDER

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

**THE HONOURABLE SRI JUSTICE VAKITI RAMAKRISHNA
REDDY**

W.P.No.38876 of 2015

DATE: 05.12.2025

Between:

D.Chandrasekhar Reddy and another.

... Petitioners

AND

The State of Telangana,
Rep. by its Principal Secretary and two others.

...Respondents

ORDER :

This writ petition is filed seeking the following relief:-

"....issue a writ, order or Direction more particularly one in the nature of writ of Mandamus declaring the action of Respondent no.3 in furnishing false information as regards the final report allegedly filed in Crime No. 509 of 2010 pending before Police Station, Madhapur as arbitrary, unjust and opposed to law with a consequential direction to entrust the investigation of Crime No. 509/2010 to an independent Agency viz., C.B.I., New Delhi, and pass..."

2. Heard Mr. Palle Sriharinath, learned counsel representing Sri M.Parma Reddy, learned counsel for the petitioners and Mr. Bhuvanagiri Sridhar, learned Assistant Government Pleader for Home appearing on behalf of respondents.

3. This petition is filed by the petitioners alleging that they are the owners and possessors of the land admeasuring 26.00

Acres and 10.00 Acres respectively situated in Sy.No.1007/A of Kukatpally Village, Balanagar Mandal, Ranga Reddy District, having purchased the same under un-registered sale deed dated 12.05.1983 from the lawful owners of the said property i.e., Mr. Pilli Bala Mallaiah and others. The names of the petitioners were also mutated in the revenue records by following due process of law as per the provisions of the Andhra Pradesh Rights in Land And Pattadar Pass Books Act, 1971.

4. It is also stated that various proceedings were issued by the revenue officials confirming that Sy.No.1007 is a private land and that the Government has no interest on the said land. The survey of the said land was conducted and boundaries were demarcated by the revenue officials and the subject land is also having an electricity connection which shows the name of the petitioners along with a sign board. However, when the revenue authorities discontinued the names of the petitioners as pattadars by referring them only as possessors, the petitioners filed a revision petition before the Joint Collector and thereafter approached this Court *vide* W.P.No.27915 of 2009, wherein this Court had granted an interim direction to the police authorities, not to interfere with

the peaceful possession of the petitioners over the subject property, without following due process of law. It is further submitted that the said writ petition was ultimately disposed of by this Court on 22.12.2009.

5. Learned counsel for the petitioners submits that another writ petition was also filed by the petitioners *vide* W.P.No.22449 of 2010 challenging the in-action of the police in proceeding with the investigation pursuant to the registration of Crime No.509 of 2010, which was registered by the police upon the private complaint filed by the petitioners under Section 190 and 200 of the Cr.P.C., and the said writ petition was disposed of *vide* order dated 28.09.2010 by recording the submission of the learned Assistant Government Pleader for Home on instructions issued by the police that the investigation of the said crime in connection with FIR No.509 of 2010 came to an end and that respondent No.3 therein filed a charge sheet/final report, within a period of eight (08) weeks from the date of receipt of a copy of the order.

6. It is contended by the learned counsel for the petitioners that though the police had categorically stated before this Court that the investigation had already been completed and

submitted a report within a period of eight (08) weeks, no such report was filed before the concerned Court as stated in the said writ petition.

7. It is further submitted by the learned counsel for the petitioners that when the petitioners approached respondent No.3 to verify the status of Crime No.509 of 2010, they were informed that respondent No.3 had already filed a final report in the said crime concluding that the complaint made by the petitioners as 'civil in nature'. Therefore, the petitioners submitted a copy application vide C.A.No.4247 of 2015 before the learned XXV Metropolitan Magistrate, Kukatpally in Crime No.509 of 2010 on 31.08.2015. But, on the same day they were informed that no final report had been received by the Court. Thus, it is specifically contended by the petitioners that if any such final report is prepared by the police, a copy of the same ought to have been furnished to the petitioners, so as to enable them to file a protest petition before the concerned Court and any deviation in this regard would establish the suspicious conduct of the officers.

8. Under the circumstances, the petitioners were constrained to approach this Honourable Court to declare the action of respondent No.3 in furnishing false information

regarding the alleged filing of final report in Crime No.509 of 2010, pending on the file of P.S. Madhapur, with a consequential prayer to entrust the investigation of the said crime to an independent agency, preferably Central Bureau of Investigation (CBI).

9. However, the petitioners filed I.A.No.1 of 2025 seeking amendment of the prayer, in so far as the consequential direction to entrust the investigation to a Special Investigation Team (SIT) instead of CBI. The petitioners also filed another application *vide* I.A.No.2 of 2025, to amend the name of respondent No.3 in the cause title as Station House Officer, Allapur P.S., Cyberabad, Hyderabad.

10. The learned Assistant Government Pleader for Home furnished a copy of the final report dated 16.04.2016, wherein after conducting necessary investigation, the police had referred the case as 'civil in nature' and also submitted the final report before the learned XXV Metropolitan Magistrate, Kukatpally, Cyberabad.

11. It is specifically contended by the learned counsel for the petitioners that the said final report was never served upon the petitioners and as such there was no occasion for

them to file a fresh petition challenging the said final report. On the other hand, the learned Assistant Government Pleader for Home stated that the said final report was already served on the petitioners and the same was sent to the petitioners through a registered post. A copy of the postal acknowledgment evidencing service of final report including a copy of final report have been placed on record in the writ petition, duly serving a copy of the same on the learned counsel for the petitioners. Therefore, it is contended that this writ petition is liable to be dismissed as being devoid of merits.

12. At this stage, the learned counsel for the petitioners stated that the petitioners may be granted liberty to file fresh a petition, if so advised.

13. In view of the foregoing discussion, it is clear that a final report was submitted before the concerned Magistrate way back in the year 2016 itself and there might be several subsequent developments pursuant to the said report submitted by the police. Even according to the learned counsel for the petitioners, there are several cases pending in respect of the said Sy.No.1007, which is the subject matter of

private complaint, forming the genesis of the present litigation. More than ten (10) years have elapsed after filing the present writ petition and no orders were passed by this Court in the writ petition. Further, the petitioners have not availed the remedies available to them under law.

14. Keeping in view of the specific request made by the petitioners, this Court is of the opinion that the petitioners failed to make out any grounds and thus, the writ petition is devoid of merits and liable to be dismissed. However, the petitioners are at liberty to pursue all the remedies which are available under law to protect the subject property claimed by them.

15. With the above said observations, this writ petition is dismissed. There shall be no order as to costs.

Pending miscellaneous applications, if any, shall stand closed.

Sd/-A.H.S. GOWRI SHANKAR
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. One CC to SRI M. PARMA REDDY, Advocate [QPUC]
2. Two CCs to GP FOR HOME, High Court for the State of Telangana. [OUT]
3. Two CD Copies

BN

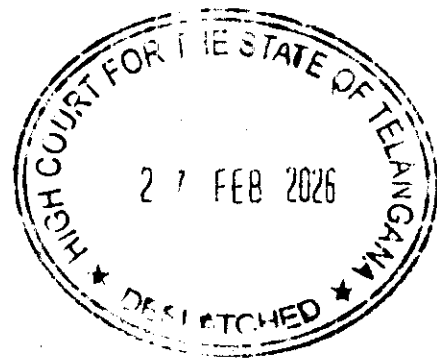
PMK

HIGH COURT

DATED:05/12/2025

ORDER

WP.No.38876 of 2015



**DISMISSING THE WRIT PETITION
WITHOUT COSTS**

GNT
27/2/26