



2025:TSHC:38862

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

**THURSDAY, THE THIRTIETH DAY OF OCTOBER
TWO THOUSAND AND TWENTY FIVE**

PRESENT

THE HONOURABLE SMT JUSTICE TIRUMALA DEVI EADA

CRIMINAL PETITION NO: 14058 OF 2025

Between:

BATTLA RAGHU,, S/o. Battla Laxman , Aged. 52 Years, Occ. Private service,
R/o.3-73/18/C-2, Street Road Lane Poppalaguda, Rajendernagar

... **PETITIONER/ACCUSED**

AND

1. The State of Telangana,, Rep by its Public Prosecutor, High Court at Hyderabad.
2. SMT. BHAVANI YADAMMA, Woman Sub-Inspector of Police Raidurgam Police Station, Cyberabad

... **RESPONDENT/COMPLAINANTS**

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 quash the Crime No. 1087 of 2025 of PS Raidurgam, Cyberabad pending on the file of Honble XIII Addl Judicial Magistrate Of First Class, Ranga Reddy District at Rajender Nagar.

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 rime No. 1087 of 2025 of PS Raidurgam, Cyberabad pending on the file of Honble XIII Addl Judicial Magistrate Of First Class, R.R Dist At Rajender Nagar pending disposal of the above Quash petition.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri KHAJA ARAJUDDIN, Advocate for the Petitioner and the Public Prosecutor on behalf of the Respondent No. 1 and none appeared for the Respondent No.2.

The Court made the following: ORDER



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THE HON'BLE SMT. JUSTICE TIRUMALA DEVI EADA

CRIMINAL PETITION No.14058 of 2025

ORDER:

This Criminal Petition is filed under Section 528 Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') by the petitioner/accused seeking to quash the proceedings against her in Crime No.1087 of 2025 on the file of Raidurgam Police Station, Cyberabad District, registered for the alleged offences punishable under Sections 132 and 79 r/w. 3 (5) of Bharatiya Nyaya Sanhita, 2023 (for short 'BNS').

2. Heard Mr.Khaja Arajuddin, learned counsel for the petitioner and Mr.Jithender Rao Veeramalla, learned Additional Public Prosecutor appearing for the respondent No.1.

3. The learned counsel for the petitioner submitted that the name of the petitioner does not appear in the FIR, but he is being called to the police station.

4. Learned Additional Public Prosecutor submitted that the statement of LW1 points out specific allegations against the petitioner herein.



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5. Considering the submissions of both the counsel and on perusal of the material available on record, it is seen that the allegations are under Sections 132 and 79 r/w. 3 (5) of BNS and the punishment prescribed for the said offences alleged against the petitioner is less than seven (07) years. Hence, without going into the merits of the case, this Court deems it appropriate to direct the petitioner to appear before the Investigating Officer on or before 20.11.2025 between 11:00 a.m. and 05:00 p.m. and in turn, the Investigating Officer is directed to follow the procedure laid down under Section 35 (3) of the BNSS (previously section 41-A of Criminal Procedure Code, 1973) and also the guidelines formulated by the Hon'ble Supreme Court of India in **Arnesh Kumar v. State of Bihar**¹ scrupulously. However, the petitioner shall submit his defense and co-operate with the Investigating Officer as and when required by furnishing information and produce all relevant documents/material required for the purpose of the investigation and the Investigating Officer shall consider the same and shall complete the investigation strictly in accordance with law.

¹ (2014) 8 SCC 273



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ETD, J
Crl.P_14058_2025

6. With the above said observations, this Criminal Petition is disposed of.

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

SD/-A.V.S.PRASAD
DEPUTY REGISTRAR

SECTION OFFICER

//TRUE COPY//

To,

1. The XIII Additional Judicial Magistrate of First Class, Rangareddy District.
2. The S.H.O., P.S. Raidurgam, Cyberabad.
3. One CC to SRI. KHAJA ARAJUDDIN Advocate [OPUC]
4. One CC to THE PUBLIC PROSECUTOR, High Court for the State of Telangana, Hyderabad. [OUT]
5. Two CD Copies

ASR/PSL



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HIGH COURT

DATED:30/10/2025

ORDER

CRLP.No.14058 of 2025



DISPOSING OF THE CRLP

7MT
15/11/25