

**(SHOW CAUSE NOTICE BEFORE ADMISSION)  
HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD**

MONDAY, THE SIXTEENTH DAY OF FEBRUARY  
TWO THOUSAND AND TWENTY SIX

**:PRESENT:  
THE HONOURABLE SRI JUSTICE J SREENIVAS RAO  
CRIMINAL PETITION NO: 17132 OF 2025**

**Between:**

1. Mr. Asif Pasha, S/o. Late Abdul Hannan.
2. Mr. Anwarul Huda @ S.A. Huda, S/o. Shamsul Huda Syed.

**Petitioners/Accused No.1 & 3**

**AND**

1. The State of Telangana, Rep. by the Public Prosecutor, High Court at Hyderabad.
2. Mr. Khudrath Ali Khan, S/o. Zahoor Nawaz Jung, R/o. H.No.3-5-121/e/1/1, Ramkote, Hyderabad, T.S. 500001.

**Respondent/Respondent No.2**

WHEREAS the Petitioners above named through their Advocate Mr. M.A.K. MUKHEED 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 proceedings against the Petitioners/Accused No.1 & 3 in FIR No.93 of 2025 dated 26.04.2025 on the file of Mirchowk Police Station, Hyderabad;

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of Mr. M.A.K. MUKHEED Advocate for the Petitioners and Mr. Jithender Rao Veeramalla, Addl. Public Prosecutor for Respondent No.1, Mr. A. Krishna Chaitanya, counsel representing Mr. Yemmiganur Soma Srinath Reddy, Advocate for Respondent No.2, directed issue of notice to Respondent No.2, herein to show cause as to why this CRIMINAL PETITION should not be admitted.

You viz:

Mr. Khudrath Ali Khan, S/o. Zahoor Nawaz Jung, R/o. H.No.3-5-121/e/1/1, Ramkote, Hyderabad, T.S. 500001.

are directed to show cause on or before 02.03.2026 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 2025:**

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 including arrest of the Petitioners/Accused No.1 & 3 in FIR No.93 of 2025 dated 26.04.2025 on the file of Mirchowk Police Station, Hyderabad, pending disposal of CRLP No.17132 of 2025, on the file of the High Court.

**The Court made the following;  
ORDER:**

**Notice before admission.**

**Mr.Jithendar Rao Veeramalla, learned Addl. Public Prosecutor, takes notice on behalf of respondent No.1 and seeks a week's time.**

**Mr.A.Krishna Chaitanya, learned counsel, representing Mr.Yemmiganur Soma Srinath Reddy, learned counsel for respondent No.2, seeks two weeks time.**

**Mr.M.A.K.Mukheed, learned counsel for the petitioners/accused Nos.1 and 3 submitted that subsequent to filing of the present criminal petition, petitioner No.1/accused No.1 died on 28.12.2025.**

**By virtue of the same, the criminal petition is dismissed against accused No.1 as abated.**

**Learned counsel further submitted that respondent No.2 filed private complaint against the petitioners and others for the offences punishable under Sections 403, 405, 415, 416, 199, 181, 191 and 204 of IPC. The nature of allegations made in the complaint is purely civil in nature, especially comprehensive suits are pending before the competent civil Courts namely O.S.No.438 of 2019, 112 of 2023, 526 of 2022, 331 of 2025 and 1478 of 2025 pending between the parties in respect of the very same allegations made in the complaint in respect of the very same property. Hence, the continuation of the proceedings against the petitioners is a clear abuse of the process of law.**

**Taking into consideration the above submissions, this Court is of the considered view that detailed examination is required.**

**Post on 02.03.2026.**

**Till then, there shall be an interim stay of all further proceedings in Crime No.93 of 2025 of Mirchowk Police Station, Hyderabad, insofar as the petitioner No.2/accused No.3 is concerned.**

**//TRUE COPY//**

**SD/- MOMINA MEHAR  
ASSISTANT REGISTRAR**

**SECTION OFFICER**

To,

1. The VIII Addl. Chief Judicial Magistrate at Hyderabad.
2. The Station House Officer, Mirchowk Police Station, Hyderabad.
3. Mr Khudrath Ali Khan, S/o. Zahoor Nawaz Jung, R/o. H.No.3-5-121/e/1/1, Ramkote, Hyderabad, T.S. 500001 **(by SPAD- along with a copy of petition and memorandum of grounds)**
4. One CC to Mr. M.A.K. MUKHEED Advocate [OPUC]
5. Two CCs to Public Prosecutor, High Court for the State of Telangana at Hyderabad [OUT]
6. One spare copy.

**HIGH COURT**

**JSR, J**

**DATED:16.02.2026**

**POST ON 02.03.2026**

**NOTICE BEFORE ADMISSION**

**CRLP.No.17132 of 2025**

**INTERIM STAY**

