

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

WEDNESDAY, THE TWENTY FOURTH DAY OF DECEMBER

TWO THOUSAND AND TWENTY FIVE

:PRESENT:
THE HONOURABLE SRI JUSTICE J SREENIVAS RAO

CRIMINAL PETITION NO: 17612 OF 2025

Between:

Smt . Yalamanchi Kalpana,, W/o. Yalamanchi Sankara Babu,

...Petitioner/A-1

AND

1. The State of Telangana, Rep its Public Prosecutor High Court of Hyderabad
2. T.Vishal Reddy,, S/o.late. T.Venugopal Reddy, Occ. Business R/ o.3-5-85/ 1, Hyderguda, Rajendra Nagar Mandal, R.R.Dist-500048

...Respondents/Complainant

WHEREAS the Petitioner above named through her Advocate SRI B SIVA PRASAD presented this Petition under Section 528 OF B.N.S.S., 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 in STC.N.I. No. 130 of 2025, on the file of III Addl Junior Civil Judge-cum- XXV Metropolitan Magistrate. Ranga Reddy District. AT. Rajendra Nagar, dated. 3-4-2025 filed U/Sec 200 Cr.P.C, R/w section 138 N.I.Act against petitioner/A-1.

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of Mr. BRAHMADANDI RAMESH, Senior counsel representing SRI B SIVA PRASAD Advocate for the Petitioner and Public Prosecutor, for the Respondent No.1 directed issue of notice to the Respondent No.2 herein to show cause as to why this CRIMINAL PETITION should not be admitted.

You viz:

T.Vishal Reddy,, S/o.late. T.Venugopal Reddy, Occ. Business R/ o.3-5-85/ 1, Hyderguda, Rajendra Nagar Mandal, R.R.Dist-500048

are directed to show cause on or before 09.02.2026 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 B.N.S.S., praying that in the circumstances stated in the grounds filed in support of the petition, the High Court may be pleased to grant STAY of all further proceedings in STC.N.I. No. 130 of 2025, on the file of III Addl Junior Civil Judge-cum-XXV Metropolitan Magistrate, Ranga Reddy District. AT. Rajendra Nagar, dated. 3-4-2025 filed U/Sec 200 Cr.P.C, R/w section 138 N.I.Act against petitioner/A-1 every date of appearance of the Petitioners /Accused no. 1 till the disposal of the Main Quash Petition in the interest of the justice.

The Court made the following:

ORDER:

Mr. Brahmadandi Ramesh, learned Senior counsel representing Mr. B. Siva Prasad, learned counsel for the petitioner submits that respondent No.2 filed a private complaint invoking the provisions of Section 223 of BNSS against the petitioner for the offence punishable under Section 138 of NI Act and Section 318 of BNS. Even according to the allegations made in the complaint, the alleged cheque was issued by Sri Shirdi Sai Travels. Respondent No.2 without implicating the said Sri Shirdi Sai Travels as party accused, filed the complaint against the petitioner and the same is contrary to the principles laid down by the Hon'ble Apex Court in *Himanshu Vs. B. Shivamurthy and Another*¹ and *Dhanasingh Prabhu Vs. Chandrasekar and Another*².

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

Notice before admission.

Learned counsel for the petitioner is permitted to take out personal notice to respondent No.2 by way of speed post with acknowledgment due and file proof of service.

Post on 09.02.2026.

Till then, there shall be an interim stay of all further proceedings against the petitioner/accused in STC.No.130 of 2025 on the file of III

¹ (2019) 3 SCC 797

² (2025) 10 SCC 96

Additional Junior Civil Judge cum XXV Metropolitan Magistrate, Ranga Reddy District, at Rajendra Nagar.

In default of filing proof of service, the stay shall stand vacated.

//TRUE COPY//

**SD/-L.VIJAYA LAKSHMI
ASSISTANT REGISTRAR**


SECTION OFFICER

To,

1. The III Addl Junior Civil Judge-cum-XXV Metropolitan Magistrate. Ranga Reddy District. AT. Rajendra Nagar.
2. The Station House Officer, Attapur P.S, Cyberabad District.
3. T.Vishal Reddy,, S/o.late. T.Venugopal Reddy, Occ. Business R/ o.3-5-85/ 1, Hyderguda, Rajendra Nagar Mandal, R.R.Dist-500048 (by SPAD- along with a copy of petition and memorandum of grounds)
4. One CC to SRI. B SIVA PRASAD Advocate [OPUC]
5. Two CCs to Public Prosecutor, High Court for the State of Telangana, Hyderabad (OUT)
6. One spare copy

HIGH COURT

JSR,J

DATED:24/12/2025

POST ON 09.02.2026



NOTICE BEFORE ADMISSION

CRLP.No.17612 of 2025

INTERIM STAY