

(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: 17660 OF 2025

Between:

Mr. A S Kumar, S/O. David Andrew,

...Petitioner/Accused No.3

AND

1. The State of Telangana, Rep.by Public Prosecutor, High Court of Hyderabad, High Court Buildings, High Court, Hyderabad its through its Drug Inspector, Siddipet, Siddipeta District,
2. The Drug Inspector, Drugs Control Administration, Siddipet, Siddipet District.

...Respondent

WHEREAS the Petitioner above named through his Advocate SRI A CHANDRA SHAKER 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 against the Petitioner/Accused no. 3 in Primary Registered Case No. 11 of 2025 filed before the Learned Additional Judicial Magistrate of First-Class, Siddipet.

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of Mr. AABAD PONDA, Senior Counsel representing SRI A CHANDRA SHAKER Advocate for the Petitioner and Additional Public Prosecutor, for the Respondent No.1 and 2 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:

The Drug Inspector, Drugs Control Administration, Siddipet, Siddipet District.

are directed to show cause on or before 23.02.2026 to which date the case stands posted as to why in the circumstances set out in the petition and the memorandum of

grounds filed there with (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 Criminal petition, the High Court may be pleased to stay all further proceedings including the appearance of the petitioner in the Petitioner/Accused no 3 in Primary Registered Case No. 11 of 2025 filed before the Learned Additional Judicial Magistrate of First-Class, Siddipet.

The Court made the following:

ORDER:

Notice before admission.

Learned Additional Public Prosecutor takes notice on behalf of respondent Nos.1 and 2 and seeks stay and adjournment.

Post on 23.02.2026.

Heard Mr. Anbad Ponda, learned Senior Counsel representing Mr. A. Chandra Shaker, learned counsel for the petitioner/accused No.3 appeared through video conference.

Learned Senior Counsel for the petitioner submitted that the petitioner has not committed any offence and he was falsely implicated in the present case. Even according to the allegations made in the complaint, the ingredients for the offence under Sections 13A and 22(i)(cca) of Drugs and Cosmetics Act, 1940 act does not attracted against the petitioner.

He further submitted that the petitioner is neither the manufacturer nor distributor and there are no specific allegations that the petitioner participated in the production process, quality control, manufacturing, testing or regulatory requirements and the respondent refused the batch of products as not of standard quality. He further submitted that the respondent No.2 has not complied the mandatory requirement under Section 34(1) of the Act.

Taking into the consideration the above submissions, this Court is of the view that detailed examination is required for adjudication of the case.

Hence, there shall be interim stay of all further proceedings in so far as the petitioner/accused No.3 is concerned, till then.

Sd/-M. OSMAN ALI BAIG
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Additional Judicial Magistrate of First-Class, Siddipet.
2. The Drug Inspector, Drugs Control Administration, Siddipet, Siddipet District.
(by SPAD- along with a copy of petition and memorandum of grounds)
3. One CC to SRI. A CHANDRA SHAKER Advocate [OPUC]
4. Two CCs to Public Prosecutor, High Court for the State of Telangana,
Hyderabad (OUT)
5. One spare copy



HIGH COURT

JSR,J

DATED:24/12/2025

POST ON 23 02.2026



NOTICE BEFORE ADMISSION

CRLP.No.17660 of 2025

INTERIM STAY