

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

TUESDAY, THE NINTH DAY OF MARCH
TWO THOUSAND AND TWENTY ONE

PRESENT

THE HONOURABLE SRI JUSTICE K.LAKSHMAN

WRIT PETITION NO: 4246 OF 2021

Between:

S. Naseem, w/o Syed Sadiq Aged About 33 Year, Occ House wife
R/o H. No.10-5-791/611 Tukarama Gate, East Marredpally, Secunderabad
Telangana- 500026

...PETITIONER

AND

1. The State of Telangana, Rep by its Principle Secretary, Home Department,
Secretariat Buildings, Hyderabad
2. The Station House officer of Central Crime Station, Hyderabad

...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 the command or writ of Mandamus or any other order, by invoking its extra ordinary Jurisdiction under article 226 of the constitution of India and direct the respondent No.2 to follow the due Process of law and issue the notice Under section 41 of Cr.P.C, in View of the settled expression of their lordship of the Honorable Apex court, reported in Armesh Kumar Vs state of Bihar.

IA NO: 1 OF 2021

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 to Pending disposal of the writ Petition, direct the respondent No.2, that is P.S Central crime station, Hyderabad not to affect the petitioner arrest, in Crime No, 147 of 2020, Dated 05/10/2020 registered for the offence Punishable Under the Head of 406, 420 of I.P.C with respondent No.2 that is Crime central.

IA NO: 2 OF 2021

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 to Pending disposal of the writ Petition, direct the respondent No.2, that is P.S Central crime station, Hyderabad not to call the petitioner without issuing any notice, in Crime No, 147 of 2020, Dated 05/10/2020 registered for the offence Punishable Under the Head of 406, 420 of I.P.C with respondent No.2 that is Crime central.

Counsel for the Petitioner : SRI M. RATHAN SINGH (NONE APPEARED)

Counsel for the Respondents: SRI S. RAM MOHAN, AGP FOR HOME

The Court made the following: ORDER

HONOURABLE SRI JUSTICE K. LAKSHMAN

WRIT PETITION No.4246 OF 2021

ORDER (ORAL):

None appears for the petitioner on 02.03.2021. Even today none appears for the petitioner.

2. Sri S. Ramamohan, learned Assistant Government Pleader for Home, on instructions, would submit that the investigating officer has already served the notice under Section 41-A of the Code of Criminal Procedure, 1973, on the petitioner on 24.02.2021. She has neither submitted her reply nor appeared before the investigating officer. Therefore, the investigating officer has arrested the petitioner on 01.03.2021.

3. In view of the above submission of the learned Assistant Government Pleader for Home, cause in this writ petition does not survive requiring any further adjudication.

4. Therefore, the writ petition is closed, at the admission stage itself. No order as to costs.

As a sequel thereto, miscellaneous petitions, if any, pending in the writ petition stand closed.

//TRUE COPY//

**SD/-M.MANJULA
ASSISTANT REGISTRAR
SECTION OFFICER**

To,

1. One CC to Sri M. Rathana Singh, Advocate [OPUC]
2. Two CCs to GP for Home, High Court for the State of Telangana at Hyderabad. [OUT]
3. Two CD Copies

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HIGH COURT

DATED:09/03/2021

ORDER

WP.No.4246 of 2021



CLOSING THE WP
WITHOUT COSTS

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REMA
25/3/2021