

HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE EIGHTEENTH DAY OF FEBRUARY

TWO THOUSAND AND TWENTY TWO

PRESENT

THE HONOURABLE DR. JUSTICE SHAMEEM AKTHER

WRIT PETITION NO: 8882 OF 2022

Between:

Utkarsh Goyal, S/o Dharam Pal Goyal, Aged about 31 Years,
Representative MIS Mangali Enterprises, O/o Safeway House, D Block
Central Market, PrashanVihar, New Delhi

...PETITIONER

AND

1. The State of Telangana, represented by its Principal Secretary to the Home Department, Secretariat Buildings, Hyderabad.
2. The Commisioner of police, Basheer Bagh, Hyderabad.
3. The Depurty Commisioner of police, West Zone, Hyderabad.
4. The SHO, Punjagutta, Hyderabad.
5. Ravi Prakash, Director of Green Tree petro Tech Pvt Ltd R/O H.No 6-3-662/B/1 Sri Nilayam , Sangeetha Nagar ,Somajlguda, Hyderabad
6. Jagadish Ahuja, RIO ED-129, Tagore Garden, New Delhi-110027

...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 an order or direction more particularly one in the nature of writ of mandamus or any other appropriate writ declaring the action of the respondents No.2 to 4 in not completing investigation and not taking any action against respondents No. 5 and 6 is nothing but arbitrary, illegal and violative of criminal procedure code and also violative of Article 14 and 19 of the constitution of India and direct the 4th respondent to file a final report

by completing investigation in Crime No.627 of 2019 of P.S. Panjagutta immediately in accordance with Law

IA NO: 1 OF 2022

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 direct the Respondent No.4 to file report of investigation done till date accordance with Law

Counsel for the Petitioner : SRI. PRASAD RAVANABOINA

Counsel for the Respondent Nos 1 and 4 : GP FOR HOME

Counsel for the Respondent 5 and 6 :-----

The Court made the following: ORDER

THE HON'BLE Dr. JUSTICE SHAMEEM AKTHER

WRIT PETITION No.8882 OF 2022

ORDER:

This Writ Petition is filed by the petitioner seeking a Writ of Mandamus to declare the inaction of respondent Nos.2 to 4 in completing investigation in Crime No.627 of 2019 of Panjagutta Police Station, Hyderabad City, and taking action against the unofficial respondent Nos.5 and 6, as illegal and arbitrary and consequently, to direct respondent No.4 to file a final report in the subject crime.

2. Heard the learned counsel for the petitioner, learned Assistant Government Pleader for Home appearing for the respondent Nos.1 to 4 and perused the record.

3. Learned counsel for the petitioner would submit that though Crime No.627 of 2019 of Panjagutta Police Station, Hyderabad City, was registered for the offences under Sections 120B, 406 and 420 of I.P.C. against the unofficial respondent Nos.5 and 6, the respondent-police have not investigated the same and filed final report yet and ultimately,

prayed to direct the police concerned to complete investigation and file final report in the subject crime.

4. Learned Assistant Government Pleader for Home, on written instructions, would submit that investigation in the subject crime was completed and final report was filed before the learned Magistrate concerned on 17.02.2022, after due notice to the petitioner.

5. The said submissions of the learned Assistant Government Pleader for Home are taken on record.

6. Since final report was filed in the subject crime, after due investigation, no specific orders are required to be passed in this Writ Petition. However, it is left open to the petitioner to work out the remedies available under law.

7. With the above observations, the Writ Petition is disposed of.

Miscellaneous petitions, if any, pending in this Writ Petition shall stand closed. There shall be no order as to cost.

SD/-R.KARTHIKEYAN
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Principal Secretary to the Home Department State of Telangana, Secretariat Buildings, Hyderabad.

2. The Commisioner of police, Basheer Bagh, Hyderabad.
3. The Depurty Commisioner of police, West Zone, Hyderabad.
4. The SHO, Punjagutta, Hyderabad.
5. One CC to SRI. PRASAD RAVANABOINA, Advocate [OPUC]
6. Two CCs to GP FOR HOME, High Court for the State of Telangana.
[OUT]
7. Two CD Copies
8. One Spare Copy.

PC
SW



HIGH COURT

DATED:18/02/2022

ORDER

WP.No.8882 of 2022



**DISPOSED OF THE WRIT PETITION
WITHOUT COSTS**

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REMA
15/8/2022