

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

**THURSDAY, THE TWENTY EIGHTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY THREE**

PRESENT

THE HONOURABLE SRI JUSTICE C.V. BHASKAR REDDY

WRIT PETITION NO: 26879 OF 2023

Between:

K.K. Gayatri, D/o. Late Kishore Kumar, Aged about 23 years, Occ ; Household, R/o. H.No.8-14-063, Plot No.40, Sy.No.43, Rajadhani CHS, Risala Bazar, Macha Bolarum, Secunderabad Cantonment, Hyderabad, Telangana State-500010.

.....PETITIONER

AND

1. The State of Telangana, Rep.by its Principal Secretary, Home Department, Secretariat Buildings, Hyderabad.
2. The DGP of Police for Telangana State, Telangana State Police Headquarters Lakdi-ka-pul Road, Opposite Ravindra Bharathi, Red Hills, Lakdi-ka-pul, Hyderabad, Telangana 500004.
3. The Addl. DGP, CID, TS, Hyderabad, Lakdi-ka-pul, Hyderabad District, T.S.
4. The Commissioner of Police, Hyderabad city, Parishram Bhavan, LB Stadium Road, New MLA Quarters, Adarsh Nagar, Hyderabad, Telangana State. 500029.
5. The Deputy Commissioner of Police,, North Zone, Nehru Nagar Colony, West Marredpally, Secunderabad, Telangana 500026.
6. The ACP of Police, Trimulgherry Division, At Trimulgherry Police Station, Lala Bazaar, Trimulgherry, Opp of Mahankali Temple, Secunderabad, Hyderabad Telangana State – 500015.
7. The Station House Officer, Bollaram Police Station, St Anns High School Road, Bollaram Railway Station, Bolarum, Hyderabad, Telangana State – 500010.
8. Bommera Kavitha, W/o. Venu Limbaraju Aged about 36 years, Occ. Housewife, R/o. H.No.1693, Shanthinagar Colony, Risala Bazaar, Bolaram, Tirumulgherry, Secunderabad – 500010.
9. K. Vijay Kumar, S/o. Late K. Venkataswamy, Aged about 65 years, Occ. Ex-Army Employee, R/o. Plot No. 8 and 13, Surya Colony, Risala Bazaar, Bolaram, Timalgherry, Secunderabad – 500010.

10.K. Prem Kumar, S/o. K. Balaram Aged about 60 years, Occ. Retired Punjab National Bank Employee R/o. H.No. 8-13-202 (SCB) Plot No 11, Sai Nagar Colony, Bolaram, Tirumalgherry, Secunderabad – 500010.

.....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 a Writ of Mandamus or any other appropriate writ, order or direction, declaring the inaction of the respondent No.7 in registering a case against the Respondents No.8 to 10 as illegal, arbitrary, unjust and unconstitutional and consequently direct the respondent No.7 police to register a case against the Respondents No.8 to 10 and investigate the matter.

I.A.NO:1 OF 2023

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.7 police to register a case against the Respondents No.8 to 10 and investigate the matter.

Counsel for the Petitioner : SRI THAKUR CHANDRA KAMAL SINGH

Counsel for the Respondent Nos.1 to 7 : AGP FOR HOME

Counsel for the Respondent Nos.8 to 10 : --

The Court made the following ORDER

THE HONOURABLE SRI JUSTICE C.V. BHASKAR REDDY

WRIT PETITION No.26879 OF 2023

ORDER:

This writ petition is filed praying this Court to declare the inaction of respondent No.7 in registering a case against respondent Nos.8 to 10 as illegal, arbitrary, unjust and unconstitutional and consequently to direct respondent No.7 to register a case against respondent Nos.8 to 10 and investigate the same.

2. The grievance of the petitioner in this writ petition is that even though she has lodged a complaint, dated 05.07.2023 against respondent Nos.8 to 10 and the contents of the said complaint disclose cognizable offence, respondent No.7 is not acting upon the same nor registering any case against respondent Nos.8 to 10.

3. Learned Assistant Government Pleader for Home appearing for respondent Nos.1 to 7 has submitted that acting on the petitioner's complaint, dated 05.07.2023, the respondents-police have conducted preliminary enquiry and as the said enquiry revealed that there are civil disputes pending between the petitioner and respondent Nos.8 to 10

and O.S.No.35 of 2022 is pending, the said complaint was closed as "civil in nature".

4. At this stage, learned counsel appearing for the petitioner submits that the respondents-police have not furnished a copy of the said closure report to the petitioner so as to enable her to take appropriate steps in accordance with law.

5. In view of the said submissions, this Court deems it appropriate to dispose of the writ petition directing respondent No.7 to furnish a copy of the closure report to the petitioner to enable her to take appropriate steps in accordance with law. No order as to costs.

6. Accordingly, this writ petition is disposed of. There shall be no order as to costs.

Miscellaneous Petitions, if any, pending in this writ petition shall stand closed.

SD/- MOHD. SANAULLAH ANSARI
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To

1. The Principal Secretary, Home Department, Secretariat Buildings, State of Telangana at Hyderabad.
2. The DGP of Police for Telangana State, Telangana State Police Headquarters Lakdi-ka-pul Road, Opposite Ravindra Bharathi, Red Hills, Lakdi-ka-pul, Hyderabad, Telangana 500004.
3. The Addl. DGP, CID, TS, Hyderabad, Lakdi-ka-pul, Hyderabad District, T.S.

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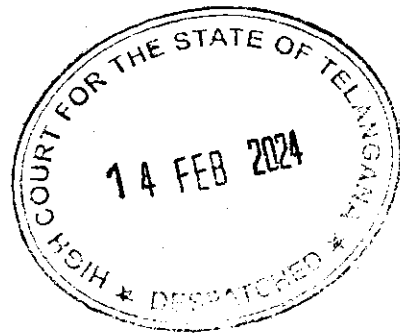
4. The Commissioner of Police, Hyderabad city, Parishram Bhavan, LB Stadium Road, New MLA Quarters, Adarsh Nagar, Hyderabad, Telangana State. 500029.
5. The Deputy Commissioner of Police, North Zone, Nehru Nagar Colony, West Marredpally, Secunderabad, Telangana 500026.
6. The ACP of Police, Trimulgherry Division, At Trimulgherry Police Station, Lala Bazaar, Trimulgherry, Opp of Mahankali Temple, Secunderabad, Hyderabad Telangana State – 500015.
7. The Station House Officer, Bollaram Police Station, St Anns High School Road, Bollaram Railway Station, Bolarum, Hyderabad, Telangana State – 500010.
8. Two CCs to GP For Home, High Court for the State of Telangana at Hyderabad. [OUT]
9. One CC to Sri Thakur Chandra Kamal Singh, Advocate [OPUC]
10. Two CD Copies

SA
GJP



HIGH COURT

DATED:28/12/2023



ORDER

WP.No.26879 of 2023

**DISPOSING OF THE W.P
WITHOUT COSTS.**

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06/2/2024