

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

**TUESDAY, THE TWENTY THIRD DAY OF APRIL
TWO THOUSAND AND TWENTY FOUR**

PRESENT

THE HONOURABLE SRI JUSTICE B.VIJAYSEN REDDY

WRIT PETITION NO: 9663 OF 2024

Between:

1. Madhavaram Susheelamma, W/o. Late Bachaiah, Aged 73 years, Occ House hold, native of Village Chandrakal, Mandal Pedda Kothapalli, District Nagarkurnool, presently residing at H.No.8-1-18-20/1, Kranthi Nagar Colony, Road No.3, Kharmanghat, Hyderabad, Rep. by her GPA holder Madhavaram Thirupathi Rao, S/o. Bachaiah
2. Madhavaram Thirupathi Rao, S/o. Bachaiah, Aged 51 years, Off Pvt Employee, native of Village Chandrakal, Mandal Pedda Kothapalli, District Nagarkurnool, presently residing at H.No.8-1-18-20/1, Kranthi Nagar Colony, Road No.3, Kharmanghat, Hyderabad

...PETITIONERS

AND

1. The State of Telangana, Department of Home, Rep. by its Principal Secretary, Secretariat, Hyderabad, Telangana
2. The Superintendent of Police, Nagarkurnool District.
3. The Circle Inspector, Kolhapur, Telangana
4. The Station House Officer, PS Pedda Kothapally, Nagarkurnool District

...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 appropriate Writ, Order or Direction, more particularly one in the nature of Writ of Mandamus, declaring the inaction of the Respondent No.4 in not discharging the statutory functions obligated under Sec.154, 156 of Cr.P.C based on the Petitioners complaint dated 11/03/2024 made before the Respondent No.4, though the contents of the Complaint clinchingly discloses cognizable offences in nature, requesting to take necessary action under the provisions of Criminal Procedure Code as illegal, arbitrary, unjust and contrary to provisions of Section 154 and 156 Cr.P.C and contrary to the judgment rendered in Lalitha Kumari Vs. State of UP and consequently direct the Respondent No.4 to take

appropriate action under Section 154 and 156 of Cr.P.C on the Complaint dated 11/03/2024 submitted by the Petitioners in the interest of Justice.

IA NO: 1 OF 2024

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 take appropriate action in compliance of Section 154 and 156 of Cr.P.C on the Complaint dated 11/03/2024 submitted by the Petitioners forthwith pending disposal of the main Writ Petition in the interest of Justice.

Counsel for the Petitioners: SRI S.LAKSHMI KANTH
Counsel for the Respondents: GP FOR HOME

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE B. VIJAYSEN REDDY

WRIT PETITION No.9663 of 2024

ORDER:

The writ petition is filed aggrieved by the action of the respondent No.4 in not registering FIR pursuant to the complaint of the petitioners dated 11.03.2024.

2. Learned Assistant Government Pleader for Home, on the basis of the written instructions, submitted that based on the contents of the complaint of the petitioners, GD entry was made on 19.03.2024. The respondent No.4 conducted enquiry. It was found in the course of enquiry that there are disputes between the petitioners and private persons and as such, the complaint was closed as civil in nature and the same was intimated to the petitioners by registered post on 19.04.2024.

3. Copy of the written instructions and notice intimating closure of complaint are served on the learned counsel for the petitioners.

4. In view of the above, no further orders are required to be passed in the writ petition. The writ petition is accordingly closed. However, the petitioners are given liberty to avail appropriate legal remedies if they are aggrieved by the closure of their complaint.

The miscellaneous applications, if any pending, shall stand closed. There shall be no order as to costs.

//TRUE COPY//

SD/- G. SIREESHA
ASSISTANT REGISTRAR

SECTION OFFICER

To

1. One CC to SRI S.LAKSHMI KANTH, Advocate [OPUC]
2. Two CCs to GP FOR HOME, High Court for the State of Telangana, at Hyderabad. [OUT]
3. Two CD Copies

PSK.

GJP

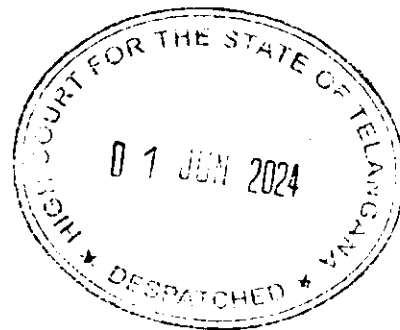
&

HIGH COURT

DATED:23/04/2024

ORDER

WP.No.9663 of 2024



**CLOSING THE WRIT PETITION
WITHOUT COSTS.**

⑥ Copies

Sr
20/5/24