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

WEDNESDAY, THE TWENTY FIRST DAY OF FEBRUARY
TWO THOUSAND AND TWENTY FOUR

PRESENT

THE HONOURABLE SRI JUSTICE E.V. VENUGOPAL

WRIT PETITION NO: 18240 OF 2015

Between:

1. M/s. Om Sri Sai Enterprises, Plot No. 5-A/7, Road No. 1, IDA Nacharam, Hyderabad - 500 076 Represented by its Managing Partner Mr. Surya Prakasa Rao Cheruku
2. Abbott Healthcare Pvt. Ltd., 4, Corporate Park, Sion Trombay Road Mumbai Represented by its Authorized Representative Mr. Sanatan Panigrahy

...PETITIONERS

AND

1. Union of India, Represented by its Secretary Ministry of Home and Internal Security New Delhi
2. The State of Telangana, Represented by its Principal Secretary Department of Home, Secretariat Buildings Hyderabad
3. CB CID, State of Telangana Represented by Additional Director General of Police Hyderabad
4. Crime Investigation Department, Hyderabad through its Senior Executive Officer
5. Crime Investigation Department, Narcotic Cell, Telangana State, Hyderabad Represented by its Dy. Superintendent of Police
6. The Deputy Director, Drugs Control Administration O/o Drugs Control Administration Hyderabad, Telangana State Vengalraonagar, Hyderabad - 38

...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 and more particularly, one in the nature of Writ of Certiorarified Mandamus- (a) Calling for the records relating to FIR No. 11/2015 dated June 8, 2015 registered against the Petitioners at CID Police Station, Hyderabad, Telangana State, under Sections 8(c) read with 21(c), 22 and 29 of the NDPS Act and Sections 468 and 471 of the IPC and quash the same (b) directing the Respondent Nos. 3 to 5 not to cause any arrest of any employees of the Petitioners and its executives/directors or to take any

other coercive action against them or the Petitioners pursuant to FIR No. 11/2015 on the file of CID Police Station, Hyderabad, Telangana State.

I.A. NO: 1 OF 2015(WPMP. NO: 23609 OF 2015)

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 grant ad-interim stay of all further proceedings including of stay of arrest of the employees of the Petitioners, its executives/directors in furtherance of the registration of FIR No. 11/2015 dated June 8, 2015 registered against the Petitioners at CID Police Station, Telangana, Hyderabad under Sections 8(c) read with 21(c), 22 and 29 of the NDPS Act and Sections 468 and 471 of the IPC, and pending before the Court of the Hon'ble VIth Add. Chief Judicial Metropolitan Magistrate, Nampally, Hyderabad, pending disposal of the writ petition.

I.A. NO: 1 OF 2016(WVMP. NO: 1110 OF 2016)

Between:

The Deputy Director, Drugs Control Administration O/o Drugs Control Administration Hyderabad, Telangana State Vengalraonagar, Hyderabad - 38

...PETITIONER/RESPONDENT

AND

1. M/s. Om Sri Sai Enterprises, Plot No. 5-A/7, Road No. 1, IDA Nacharam, Hyderabad - 500 076 Represented by its Managing Partner Mr. Surya Prakasa Rao Cheruku
2. Abbott Healthcare Pvt. Ltd., 4, Corporate Park, Sion Trombay Road Mumbai Represented by its Authorized Representative Mr. Sanatan Panigrahy

...RESPONDENTS/PETITIONERS

3. Union of India, Represented by its Secretary Ministry of Home and Internal Security New Delhi
4. The State of Telangana, Represented by its Principal Secretary Department of Home, Secretariat Buildings Hyderabad
5. CB CID, State of Telangana Represented by Additional Director General of Police Hyderabad
6. Crime Investigation Department, Hyderabad through its Senior Executive Officer
7. Crime Investigation Department, Narcotic Cell, Telangana State, Hyderabad Represented by its Dy. Superintendent of Police

...RESPONDENTS/RESPONDENTS

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

vacate the interim orders made in W.P.M.P.No.23609 of 2015 in W.P.No.18240 of 2015 dated 14.09.2015 and dismiss the writ petition.

Counsel for the Petitioner: SRI N. NAVEEN KUMAR

Counsel for the Respondent No.1: SRI GADI PRAVEEN KUMAR,
DY. SOLICITOR GENERAL OF INDIA

Counsel for the Respondent No.2 to 6: GP FOR HOME

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE E. V. VENUGOPAL

WRIT PETITION No.18240 of 2015

ORDER:

The present Writ Petition is filed seeking the following relief/s:-

> "... to issue an appropriate writ, order or direction and more particularly, one in the nature of Writ of Certiorari:
>
> (a) Calling for the records relating to FIR No.11/2015 dated June 8, 2015 registered against the petitioners at CID Police Station, Hyderabad, Telangana State, under Sections 8(c) read with 21(c), 22 and 29 of the NDPS Act and Sections 468 and 471 of the IPC and quash the same;
>
> (b) directing the Respondent Nos.3 to 5 not to cause any arrest of any employees of the petitioners and its executives/directors or to take any other coercive action against them or the petitioners pursuant to FIR No.11/2015 on the file of CID Police Station, Hyderabad, Telangana State; and
>
> (c) pass such other or further orders ..."

2. Heard Mr. S. Niranjan Reddy, learned senior counsel appearing on behalf of Mr. N. Naveen Kumar, learned counsel for the petitioners and Mr. Vizarath Ali, learned Assistant Public Prosecutor representing learned Government Pleader for Home appearing for respondent Nos.2 to 6.

3. Learned Assistant Public Prosecutor, by furnishing a copy of written instructions would submit that the subject crime has been investigated upon and final report has been submitted before the learned Metropolitan Sessions Judge,

Hyderabad (for short, "the trial Court") as "action dropped" against the Writ Petitioners. Therefore, he seeks to dismiss the Writ Petition as infructuous.

4. Learned counsel for the petitioners concedes to the said request.

5. Recording the submissions made by both the learned counsel, the Writ Petition is dismissed as infructuous. No costs.

Miscellaneous Petitions, pending if any, shall stand closed.

SD/-V.KAVITHA
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

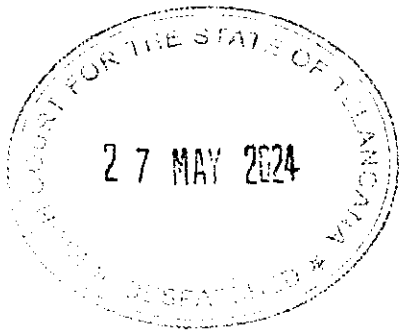
To,

1. One CC to SRI N. NAVEEN KUMAR, Advocate [OPUC]
2. Two CCs to GP FOR HOME, High Court for the State of Telangana. [OUT]
3. One CC to SRI GADI PRAVEEN KUMAR, DY. SOLICITOR GENERAL OF INDIA [OPUC]
4. Two CD Copies

BN
GJP

HIGH COURT

DATED:21/02/2024



ORDER

WP.No.18240 of 2015

DISMISSING THE WRIT PETITION
AS INFRUCTUOUS
WITHOUT COSTS