(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

TUESDAY, THE ELEVENTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY FIVE

:PRESENT:

THE HONOURABLE SMT JUSTICE JUVVADI SRIDEVI

CRIMINAL PETITION NO: 1877 OF 2025

Between:

1. Mohammed Nadeemuddin, S/o Mohammed Naseeruddin
2. Mohammed Nayeemuddin, S/o. Mohammed Naseeruddin

Petitioners/Accused No.3 and 5

AND

1. The State of Telangana, Rep. by its Public Prosecutor, High Court for the State of Telangana At Hyderabad.
2. Syed Sajid Ali, S/o. late Syed Wazir Ali, R/o. H.No.1-5-167, Indiranagar, Tandur, Vikarabad District.

Respondents/Defacto Complainant

WHEREAS the Petitioners above named through their Advocate Sri KHAJA VIZARATH ALI presented this Petition under Section 528 of BNSS, praying that in the circumstances stated in the grounds filed in support of the Criminal Petition, the High Court may be pleased to quash the proceedings against the petitioner/Accused No.3 and 5 in F.I.R.No.90 of 2025 on the file of P.S. Malkajgiri, Rachakondaand;

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of Sri KHAJA VIZARATH ALI, Advocate for the Petitioners and Sri Jithender Rao Veeramalla, Addl. Public Prosecutor for the Respondent No.1, directed issue of notice to the Respondent No.2, herein to show cause as to why this CRIMINAL PETITION should not be admitted.

You viz:

Syed Sajid Ali, S/o. late Syed Wazir Ali, R/o H.No.1-5-167, Indiranagar, Tandur, Vikarabad District.

are directed to show cause on or before 22.04.2025 to which date the case stands posted as to why in the circumstances set out in the petition and the memorandum of grounds filed therewith (copy enclosed) this CRIMINAL PETITION should not be admitted.

IA NO: 2 OF 2025

Petition under Section 528 of BNSS, praying that in the circumstances stated in the grounds filed in support of the petition, the High Court may be pleased to stay

all further proceedings including arrest of the petitioner/Accused No.3 and 5 F.I.R.No.90 of 2025 on the file of P.S. Malkajgiri, Rachakonda, pending disposal of CRLP No. 1877 of 2025, on the file of the High Court.

The Court made the following: ORDER:

Heard learned counsel for the petitioners.

Issue notice to respondent No.2.

Learned counsel for the petitioners is also permitted to take out personal notice to respondent No.2 by registered post with acknowledgment due and file proof of service in the Registry by the next date of hearing.

Heard Sri Khaja Vizarat Ali, learned Counsel appearing for the petitioners-accused Nos.3 and 5 and Sri Jithender Rao Veeramalla, learned Additional Public Prosecutor for the State and perused the record.

Learned Counsel appearing for the petitioners submits that the petitioners/accused Nos.3 and 5 are no way concerned with the alleged offence. A private complaint is lodged by the *de facto* complainant, as there are civil suits pending between the respondent No.2 and the accused No.1. Accused No.1 and petitioners herein are family friends and accused No.1 and petitioner No.2 herein are doing real estate business, petitioner No.1 is an advocate and he is legal advisor of accused No.1 and there is no role of the petitioners herein in the said crime. It is further submitted that respondent No.2 created documents and filed false suits against accused No.1 and the petitioners herein and trying to grab the land of accused No.1, being a legal advisor of accused No.1 the accused No.3 interfered and given the legal opinion to accused No.1 and keeping grudge in mind impleaded in the above false crime. Hence, he seeks to stay all further proceedings against the petitioner.

In the said circumstances, the Investigating Officer in FIR No.90 of 2025 on the file of Malkajgiri Police Station, Rachakonda against petitioners/accused Nos.3 and 5 is directed to proceed with the

investigation. However, the petitioners/accused Nos.3 and 5 shall not be arrested, pending Criminal Petition.

List on 22.04.2025.

SD/-L.LAKSHMI BABU
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Prl. Junior Civil Junior Civil Judge-Cum-Metropolitan Magistrate, Medchal-Malkajgiri.
2. The Station House Officer, Police Station Malkajgiri, Rachakonda.
3. Syed Sajid Ali, S/o. late Syed Wazir Ali, Occ. Business, R/o H.No.1-5-167, Indiranagar, Tandur, Vikarabad District. (by RPAD- along with a copy of petition and memorandum of grounds)
4. One CC to SRI KHAJA VIZARATH ALI, Advocate [OPUC]
5. Two CCs to PUBLIC PROSECUTOR, High Court at Hyderabad [OUT]
6. One spare copy

HIGH COURT

JS,J

DATED:11.02.2025

LIST ON 22.04.2025



NOTICE BEFORE ADMISSION

CRLP.No.1877 of 2025

DIRECTION