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

FRIDAY ,THE SECOND DAY OF MAY
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE T.VINOD KUMAR

WRIT PETITION NO: 14381 OF 2025

Between:

Shivakumar Agarwal, S/o. LateShankerlal Agarwal, aged about 27 years, Occ. Auto Driver, R/o. H.No. 7-45, Gundlapally Village. Yadagirigutta Mandal, Yadadri-Bhongir District, T.G

...PETITIONER

AND

1. The State of Telangana, Rep., by its Prl., Secretary, Department of Home, Telangana Secretariat, Hyderabad, TS.
2. The Commissioner of Police, Rachakonda Commissionerate, Office at Neredmet, Secunderabad, Medchal-Malkajgiri Dist., TG
3. The Station House Officer, Yadagirigutta Police Station, Yadadri-Bhongir District. TG
4. Sri. Gorla Srinivas, S/o. Late Gorla Narsaiah, age 56 years,Occ . Business, R/o.6-13, Hanuman Veedhi, Yadagirigutta Mandal, Yadadri-BhongirDistrict,TG
5. Smt.Gorla Nirmala, W/o. Gorla Srinivas, age 50 years,Occ . Business, Respondents No. 4 and 5 are R/o.6-13. Hanuman Veedhi, Yadagirigutta Town and Mandal, Yadadri-Bhongir District, TG

...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 directions more particularly one in the nature of Writ of Mandamus, declaring the action of the respondents more particularly the respondent No.3 and their sub-ordinates in interfering in civil disputes and calling the petitioner and his family members on. 21 and 26/04/2025 through Mobile No.8712662496 of SI of Police to Mobile No.9000083856 and asking to come to police station by acting at the instance of the respondents No.4and5 and threatening to vacate and handover the suit schedule property in OS No.246 of 2007 i.e., H No.7-45 situated at Gundlapally, Yadagirigutta Town and Mandal, Yadadri Bhongir Dist., TG immediately to them otherwise threatening to implicate the petitioner and his family members in false criminal cases even

during pending of first appeal i.e.,A S No.14 of 2025 and injunction petition, on the file of the Honourable Prl., District Judge at Bhongir, Yadadri Bhongir Dist., TG, filed on.21/04/2025 against the judgment and decree dated.19/03/2025 in OS No.246 of 2007 as highly illegal, arbitrary, bad and violation of articles of the Constitution of India and consequently direct the respondents more particularly the respondents No. 3 and their subordinates not to call the petitioners to the police station and not to interfere in civil disputes of the petitioner and the respondents No.4 and 5 in any manner without following due process of law henceforth

IA NO: 1 OF 2025

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 respondents more particularly the respondents No.3 and their sub-ordinates not to call the petitioners to the police station and not to interfere in civil disputes of the petitioner and the respondents No.4 and 5 in any manner without following due process of law henceforth pending disposal of the above writ petition

Counsel for the Petitioner: SRI. BETHI VENKATESWARLU

Counsel for the Respondent Nos.1 to 3: GP FOR HOME

Counsel for the Respondent Nos.4&5: ----

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE T. VINOD KUMAR

W.P.No. 14381 of 2025

O R D E R:

Heard learned counsel for the petitioner, learned Government Pleader for Home appearing for respondent Nos.1 to 3, and with their consent the Writ Petition is taken up for hearing and disposal at admission stage.

2. Having regard to the manner of disposal of the writ petition and the nature of *lis* involved, this Court is of the view that notice to unofficial respondent Nos.4 & 5 is not necessary for adjudication of the present Writ Petition .

3. The case of the petitioner, in brief, is that the 3rd respondent and his sub-ordinates are calling the petitioner and his family members to the respondents-police station and threatening to vacate and handover the property bearing H.No.7-45 situated at Gundlapally, Yadagirigutta Town & Mandal, Yadadri Bhongir District, which is subject matter of suit *vide* O.S.No.246 of 2007, and thereby interfering in civil disputes, which action of the respondents-authorities it is contended as highly illegal and arbitrary.

4. It is also further contended by the petitioner that though the suit filed by him *vide* O.S.No.246 of 2007 resulted in dismissal,

since, an appeal filed thereagainst is pending before the appellate Court *vide* A.S.No.14 of 2025, the respondents-authorities cannot involve themselves in civil disputes.

5. *Per contra,* learned Government Pleader for Home appearing for official respondents while denying the writ averments would submit that the 5th respondent in the present Writ Petition had approached the respondents-authorities and lodged a complaint, dt.26.04.2025; that basing on the said complaint, the authorities have made a GD entry and thereafter, for the purpose of enquiry into the aforesaid complaint, called the petitioner to the respondent-police station; and that except causing preliminary enquiry into the complaint lodged by the 5th respondent against the petitioner herein, the respondents-authorities are not interfering in civil disputes.

6. The aforesaid statement made by the learned Government Pleader for Home is taken on record.

7. Having regard to the submissions made as above and taking note of the fact that the 5th respondent having approached the 3rd respondent-authority and lodged a complaint, dt.26.04.2025 against the petitioner, this Court is of the view that the respondents-authorities are to be directed to conduct enquiry into the aforesaid complaint, and if the same discloses commission of

an offence, the authorities are to be directed to take further action, strictly in accordance with law. Further, the respondents-authorities are directed not to interfere in civil disputes existing between the petitioner and the unofficial respondents, except in accordance with law.

8. Subject to the above directions, the Writ Petition is disposed of. No order as to costs.

9. Consequently, miscellaneous petitions, if any, pending shall stand closed.

SD/-K.BHAVANI SWAMY
DEPUTY REGISTRAR

//TRUE COPY//

SECTION OFFICER

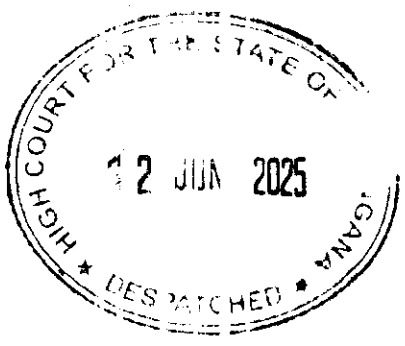
To,

1. The State of Telangana, Rep., by its Prl., Secretary, Department of Home, Telangana Secretariat, Hyderabad, TS.
2. The Commissioner of Police, Rachakonda Commissionerate, Office at Neredmet, Secunderabad, Medchal-Malkajgiri Dist., TG
3. The Station House Officer, Yadagirigutta Police Station, Yadadri-Bhongir District. TG
4. One CC to SRI. BETHI VENKATESWARLU Advocate [OPUC]
5. Two CCs to GP FOR HOME ,High Court for the State of Telangana. [OUT]
6. Two CD Copies

KKS
GJP

HIGH COURT

DATED:02/05/2025



ORDER

WP.No.14381 of 2025

DISPOSING THE WRIT PETITION
WITHOUT COSTS

10
12/6/2025