

**IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

**MONDAY, THE TWENTY NINTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY FIVE**

PRESENT

THE HONOURABLE SMT JUSTICE TIRUMALA DEVI EADA

CRIMINAL PETITION NO: 14866 OF 2025

Between:

1. Undralla Vasudha, W/o Undralla Srinivasulu Aged about 56 years, Occ: Housewife, R/o H.No.11-3-36/1, Brundhavanam, Kandukur, Prakasham, Andhra Pradesh State - 523105 Presently residing at 2567, Jacknora Way, Round Rock, 78665, Taxes, U.S.A.-6760656
2. Undralla Rohith, S/o Undralla Srinivasulu Aged about 33 years, Occ: Business, R/o H.No.11-3-36/1, Brundhavanam, Kandukur, Prakasham, Andhra Pradesh, State - 5 2-3105' Presently residing at 2567, Jacknora Way, Round Rock, 78665, Taxes, U.S.A.-6760656

...PETITIONERS/ACCUSED NO.4 & 5

AND

1. The State of Telangana, Rep. by the Public Prosecutor, High Court at Hyderabad
2. Smt. Purimitla Rathna, W/o P. Koteshwara Rao Aged about 55 years, Occ: Housewife, R/o Plot Nos.65 and 66, Flat. No.102, Swetha Towers, Sapthagiri Enclave, SBI Colony, Bowrampet, Bachupally, Hyderabad, Telangana State- 500090

...RESPONDENT/RESPONDENT NO.2

Petition under Section 528 of BNSS praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court may be pleased to Quash the proceedings against the Petitioners/Accused No.4 and 5 in FIR No.32 of 2025 dated 25.06.2025 on the file of EOW Police Station, Cyberabad Commissionerate

I.A. NO: 2 OF 2025

Petition under Section 528 of BNSS praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court may be pleased to stay all further proceedings including arrest of the Petitioners/Accused No.4 & 5 in FIR No.32 of 2025 dated 25.06.2025 on the file of EOW Police Station, Cyberabad Commissionerate, pending disposal of the above Criminal Petition

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri M A K MUKHEED, Advocate for the Petitioners and SRI. JITHENDER RAO VEERAMALLA, Additional Public Prosecutor on behalf of the Respondent No.1 and None Appeared for the Respondent No.2

The Court made the following: ORDER

IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

THE HON'BLE SMT.JUSTICE TIRUMALA DEVI EADA

CRIMINAL PETITION No.14866 of 2025

Date:29.12.2025

Between:

Undralla Vasudha and another

... Petitioners/Accused Nos.4 & 5

And

State of Telangana,
Rep. by the Public Prosecutor,
High Court for the State of Telangana,
Hyderabad and another

... Respondents

ORDER:

This Criminal Petition is filed by the petitioners-accused Nos.3 & 4 seeking to quash the proceedings in FIR No.32 of 2025 on the file of EOW Police Station, Cyberabad Commissionerate, registered for the offences under Sections 318(4), 316(2) read with 61(2) of BNS and Section 5 of the Telangana Protection of Depositors of Financial Establishments Act, 1999 (for short 'TSPDFEA').

/

2. Heard Sri M.A.K. Mukheed, learned Counsel for the petitioners and Sri Jithender Rao Veeramalla, learned Additional Public Prosecutor for the respondent No.1-State.

3. Learned counsel for the petitioners has submitted that the petitioners are facing false allegations and that they never lured the alleged victims nor did they ask them to invest in their business and have not promised any returns and thus, the allegations made against them do not attract the ingredients of the offences under Sections 318(4), 316(2) read with 61(2) of BNS and Section 5 of the TSPDFEA. He further submitted that even if the allegations are believed to be true, the alleged victims could have initiated a suit for recovery of money or proceedings under Section 138 of the Negotiable Instruments Act (for short 'NI Act') could have been filed, but with an ulterior motive, the present criminal case is filed by the *de facto* complainant, just to harass the petitioners herein. He further submitted that apart from the offences under IPC, the offence under Section 5 of the TSPDFEA Act is alleged against the petitioners just to harass them. Therefore, he prayed to quash the proceedings against the petitioners.

4. Learned Additional Public Prosecutor has submitted that the petitioners have induced the alleged victims to invest in their company i.e. M/s. Christ Properties (OPC) Pvt. Ltd., promising them to give high rate of returns on which the alleged victims believed their words and made investments, but thereafter, they failed to repay any amounts to the victims. Thus, there is a *prima facie* case against the petitioners and that the prosecution has collected ample material to prove the offences alleged against the petitioners and is yet to collect some more evidence. The investigation is in progress and therefore, he prayed to dismiss the petition.

5. Perused the record.

6. The petitioners are facing allegations under Sections 318(4), 316(2) read with 61(2) of BNS and Section 5 of the TSPDFEA. The contents of the complaint discloses that the husband of the complainant is a retired employee of SBI, who retired in 2021 and pursuant to his retirement, he wanted to invest the retirement benefits, in August 2021, the petitioner No.1-accused No.4 along with her daughter Panem Ujwala approached the *de facto* complainant and convinced her to invest in their

company i.e. M/s.Christ Properties (OPC) Private Limited with a promise to pay good returns @ 2% per annum and after thorough discussions, they have invested Rs.35.00 lakhs and as a collateral security, the petitioner No.1 has given them promissory notes and a blank cheque on behalf of her daughter Ujwala. As per the said agreement, they have paid the monthly returns for a period of 30 months and gained the confidence of the *de facto* complainant. Subsequently, at their request the *de facto* complainant had again invested an amount of Rs.20.00 lakhs on the same terms and conditions. Thereafter, the accused have paid returns only for three months and stopped paying anything from November, 2024. Since then, whenever the *de facto* complainant demanded for refund of their investment, they have been postponing the same on the one pretext or the other. Likewise, accused Nos.2 and 3 induced the other victims to invest in their business to get huge profits within short period and collected Rs.2,54,75,000/- from the other victims and cheated them. Further it is revealed that the petitioner No.1-accused No.4 has transferred her assets in the name of the petitioner No.2-accused No.5, who is her son, to conceal the proceeds of crime. It is further alleged that on 15.06.2025 when the son of the *de facto* complainant, by name,

Vineel Kiran went to the house of the petitioner No.1 and asked them for return of their amount, the petitioner No.2 beat him and caused injuries. Thus, they filed the present complaint *vide* FIR No.565 of 2025. The investigation revealed that the company i.e. M/s. Christ Projects has a single Director i.e. accused No.3 and his wife accused No.2 is the nominee to accused No.1 Company. Accused No.4-petitioner No.1 herein, who is the mother of accused No.2, played an active role in convincing the *de facto* complainant and other victims to invest money in the said Company. Accused Nos.4 and 5 acted in collusion with accused Nos.2 and 3 and thus collected money from the retired employees and other jobless students. Further, accused Nos.4 and 5, who are the petitioners herein are shown to be absconding. Thus, *prima facie* case exists against the petitioners for the offences under Sections 318(4), 316(2) read with 61(2) of BNS and Section 5 of the TSPDFEA.

7. The copy of the instructions submitted by the learned Additional Public Prosecutor reveals the above said facts that were found out during the investigation, which shows that the Investigating Agency is still in the process of collecting material evidence. The contention of the learned counsel for the petitioners

is that even if the allegations are true, it is only a matter that can be decided in a money recovery suit, but here luring the alleged victims, collecting amounts and evading payments involves the element of criminality and hence, the said contention of the learned counsel for the petitioners cannot be sustained. The investigation is still in progress. Hence, this Court cannot interfere with the same at this juncture. The petition lacks merit and therefore, the same is liable to be dismissed.

8. In the result, the Criminal Petition is dismissed.

Miscellaneous Petitions, pending if any, shall stand closed.

SD/- P PONNA KRISHNA
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Junior Civil Judge cum Metropolitan Magistrate at LB Nagar, Ranga Reddy District
2. The Station House Officer, EOW Cyb(Cyberabad) Police Station, Cyberabad District
3. One CC to SRI M A K MUKHEED Advocate [OPUC]
4. Two CCs to Public Prosecutor, High Court for the State of Telangana at Hyderabad [OUT]
5. Two CD Copies

VM/ABK



HIGH COURT

DATED: 29/12/2025

ORDER
CRLP.No.14866 of 2025



DISMISSING THE CRIMINAL PETITION

(8)

JKS

22/1/26