

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

FRIDAY, THE TWENTY THIRD DAY OF JANUARY
TWO THOUSAND AND TWENTY SIX

PRESENT

THE HONOURABLE SMT JUSTICE TIRUMALA DEVI EADA

CRIMINAL PETITION NO: 696 OF 2026

Between:

D. Swaroopa, D/o D Balaswamy, Aged: 35 years, Occ: Pvt. Employee, R/o H.No.38-15-15/1, Vayupuri, Sainikpuri, Hyderabad, Telangana

...Petitioner/Accused No.4

AND

1. The State of Telangana, through S.H.O., HYDERABAD CITY PS CCS DD, Hyderabad, rep. by Public Prosecutor, High Court, Hyderabad.
2. Lieutenant Colonel (Dr.) S. Srinivas Rao, S/o Ramaiah, Aged 54 years, Occ: Ex Serviceman(Retired Army), W-22, Ved Vihar, Secunderabad, Telangana.

...Respondents/Complainant

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 in CC No. 1717 of 2025 on the file of the XII Additional Chief Judicial Magistrate At Hyderabad in FIR No.168/2023 of Hyderabad City PS CCS DD, Team-III as matter pertaining to accused No.4 and Petitioner herein.

I.A. No. 2 of 2026

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 grant stay of all further proceedings in CC No. 1717 of 2025 on the file of the XII Additional Chief Judicial Magistrate At Hyderabad in FIR No.168/2023 of Hyderabad City PS CCS DD, Team-3 as matter pertaining to accused No.4 and petitioner herein, pending disposal of the Criminal Petition.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri Syed Musab Rahim Hashmi , Advocate for the Petitioner and Sri Jithender Rao Veeramalla, the 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.696 of 2026

DATE OF ORDER:-23.01.2026

Between:

D.Swaroopu

... Petitioner/Accused No.4

AND

The State of Telangana & another.

...Respondents

ORDER:

1. This Criminal Petition is filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita (BNSS), 2023 seeking to quash the proceedings against the petitioner/accused No.4 in C.C.No.1717 of 2025, on the file of the learned XII Additional Chief Judicial Magistrate at Hyderabad, registered for the offences punishable under Sections 406 and 420 read with 34 of IPC.

2. Heard Mr.Syed Musab Rahim Hashmi, learned counsel for the petitioner/accused No.4 as well as Sri Jitender Rao Veeramalla, the learned Additional Public Prosecutor appearing for the respondent No.1-State.

3. Learned petitioners' counsel submitted that the petitioner herein is the sister of accused No.1 and that she is not at all concerned with the alleged offences and that there is no truth in the allegations and the contents of the complaint themselves are self-contradictory in nature. He further submitted that the petitioner herein is innocent and is not concerned with the alleged offences. He therefore prayed to quash the proceedings against the petitioner.

4. The learned Additional Public Prosecutor has submitted that the petitioner being sister of accused No.1, has received the amounts from the alleged victims and that the petition lacks merits and therefore prayed to dismiss the same.

5. Perused the record. It is alleged that accused No.1 has registered Proprietorship firm in the name of accused No.3 and asked the *de facto* complainant and others to transfer their amounts to accused Nos.2 & 3 accounts and also to the account of his sister accused No.4. The recitals of charge sheet further point out that on verification of account statement, it was revealed that Rs.11,07,000/- was transferred from the alleged victims i.e., from LWs 3 to 10 to the account of accused No.4. The petitioner herein is accused No.4. Since there are specific allegations pointing out the said offences

against the petitioner herein, the proceedings cannot be quashed. However, in the facts and circumstances of the case, it is deemed appropriate to dispose of the Criminal Petition by dispensing with the attendance of the petitioner before the Trial Court.

6. Hence, the Criminal Petition is disposed of dispensing with the presence of the petitioner/accused No.4 before the Trial Court provided that the petitioner is represented through an Advocate on every date of hearing and that she shall be present before the Trial Court whenever her presence is specifically required during the course of trial.

7. Miscellaneous petitions pending, if any, shall stand closed.

SD/- M. OSMAN ALI BAIG
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The XII Additional Chief Judicial Magistrate At Hyderabad (with records if any)
2. The XII Additional Chief Metropolitan Magistrate, at Nampally Hyderabad.
3. The Station House Officer, CCS , DD Police Station, Hyderabad City.
4. The Station House Officer, INSP ADMIN (DD) Police Station, Hyderabad.
5. Two CCs to the Public Prosecutor, High Court for the State of Telangana at Hyderabad.(OUT)
6. One CC to Sri Syed Musab Rahim Hashmi, Advocate [OPUC]
7. Two CD Copies

Sa/PSI



HIGH COURT

DATED: 23/01/2026

ORDER

CRLP.No.696 of 2026



DISPOSING OF THE CRIMINAL PETITION

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09/2/26
R.K.