IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

WEDNESDAY, THE TWENTY SECOND DAY OF APRIL TWO THOUSAND AND TWENTY SIX

PRESENT

THE HONOURABLE SRI JUSTICE J SREENIVAS RAO

CRIMINAL PETITION NO: 6168 OF 2026

Between:

1. Mrs.Asma @ Musharaf Siddiqua, (Daughter of Respondent No.1), W/o.Shaik Abdul Wajid, D/o.Mohammed Kaleem Ahmed, Occ. House Wife, Age.32years, R/o.18-8-117/3/B/2/1, Edi Bazar, Mubazuddla,Saidabad, Hyderabad.,Telangana
2. Mr.Wajid @ Shaik Abdul Wajid,(Son-in-law of Respondent No.1), S/o.Late Shaik Razzaq, Age . 33 years, Occ. Business, R/o.17-1-178/A/49, Sai Nagar Colony,Santosh Nagar, Hyderabad.,Telangana

...PETITIONER/ACCUSEDS

AND

1. The Sate of Talangana, Rep.by its Public Prosecutor High Court of TS., Hyderabad
2. Mrs.Tarannum Jabeen,, W/o.Mohammed Kaleem Ahmed, D/o.Sayed Abid Ali, Age. 40 years, Occ. Pvt Employee(Teacher), R/o.H.No.18-12-418/H/74/3/A, Omer Colony, Hafez Baba Nagar,Hyderabad

...RESPONDENT/COMPLAINANTS

Petition under Section 437/438/439/482 of Cr.P.C praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court may be pleased topleased to quash the proceedings against the petitioner No. 1 & 2/R2 & R3 in DVC.No.431/2025 on the file of the IV Addl Judicial Magistrate of First Class, AT. Kalapatharu, Hyderabad

I.A. NO: 1 OF 2026

Petition under Section 482 of Cr.P.C praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court may be pleased

pleased to DISPENSE with the filing of the original certified copy of Appication under section 12 of the Protection of Women from Domestic Voilence Act 2005, in DVC.No.431/2025, before this Hon'ble IV Addl, Judicial Magistrate of First Class, At. Kalapatharu, Hyderabad, and pass such other order or orders

I.A. NO: 2 OF 2026

Petition under Section 482 of Cr.P.C praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court may be pleased pleased to Stay all further proceedings including the appearance of the Petitioner No.1 & 2/ Respondent No.2& 3 in DVC.No. 431/2025 on the file of the Hon'ble IV ADDL, JUDICIAL MAGISTRATE OF FIRST CLASS, AT.KALAPATHARU and may pass such other order and orders as this Hon'ble court may be pleased to deem fit and proper in the interest and justice and equity

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri S MANJULA , Advocate for the Petitioner and the Public Prosecutor (TG/AP) on behalf of the Respondent No. and of Sri_Advocate for the Respondent No.1 and None appeared for Respondent No. 2

The Court made the following: ORDER

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

THE HONOURABLE SRI JUSTICE J.SREENIVAS RAO

CRIMINAL PETITION No.6168 of 2026

Date: 22.04.2026

Between:
Asma @ Musharaf Siddiqua and another

...Petitioner Nos.1 and 2/Respondent Nos.2 and 3

AND

The State of Telangana,
Rep. by its Public Prosecutor,
High Court of Telangana, Hyderabad and another

...Respondents

ORDER

This Criminal Petition is filed by the petitioners/respondent Nos. 2 and 3 seeking to quash the proceedings in D.V.C.No.431 of 2025 on the file of IV Additional Judicial Magistrate of First Class at Kalpatharu, Hyderabad, for the offences under Section 85 of the Bharatiya Nyaya Sanhita, 2023 (for short, 'BNS') and Section 3 of the Dowry Prohibition Act, 1961 (for short, 'DP Act').

2. Heard Ms. S.Manjula, learned counsel for the petitioners and Mr.Jithender Rao Veeramalla, learned Additional Public Prosecutor for respondent No.1.

3. When this Court is not inclined to entertain the criminal petition on the ground that specific allegations are levelled against the petitioners and that the grounds raised in the criminal petition require adjudication by the trial

Court, at this juncture, learned counsel for the petitioners requested this Court to dispense with the presence of the petitioners/respondent Nos.2 and 3 in D.V.C.No.431 of 2025 on the file of IV Additional Judicial Magistrate of First Class at Kalpatharu, Hyderabad.

4. The learned Additional Public Prosecutor has not opposed the submissions made by the learned counsel for petitioners.

5. In view of the above submissions, the presence of the petitioners/respondent Nos.2 and 3 in D.V.C.No.431 of 2025 on the file of IV Additional Judicial Magistrate of First Class at Kalpatharu, Hyderabad, is dispensed with, subject to the condition that they shall be represented through their counsel on each and every date of hearing. If the presence of the petitioners is required, they shall appear before the trial Court. In case of his non-appearance on the specific date fixed by the trial Court for his appearance, the trial Court is entitled to proceed with the matter, in accordance with law.

6. Accordingly, the criminal petition is disposed of.

Pending miscellaneous applications, if any, shall stand closed.

SD/- P.C.SULEKHA DEVI
ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To,

1. The Sate of Talangana, Rep.by its Public Prosecutor High Court of TS., Hyderabad
2. Mrs.Tarannum Jabeen,, W/o.Mohammed Kaleem Ahmed, D/o.Sayed Abid Ali, Age. 40 years, Occ. Pvt Employee(Teacher), R/o.H.No.18-12-418/H/74/3/A, Omer Colony, Hafez Baba Nagar,Hyderabad
3. The XV Additional Chief Metropolitan Magistrate at Hyderabad, Nampally.
4. One CC to SRI. S MANJULA Advocate [OPUC]
5. Two CCs to PUBLIC PROSECUTOR High Court for the State of Telangana, at Hyderabad [OUT]
6. Two CD Copies

HIGH COURT

DATED: 22/04/2026



ORDER

CRLP.No.6168 of 2026

PARTLY ALLOWING THE APPEAL/DISMISSING/DISPOSING/CLOSING

9 MT
29/4/26