IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

TUESDAY, THE TWENTY FIRST DAY OF APRIL TWO THOUSAND AND TWENTY SIX

PRESENT

THE HONOURABLE SRI JUSTICE J SREENIVAS RAO

CRIMINAL PETITION NOs: 6083 AND 6097 OF 2026

CRIMINAL PETITION NO: 6083 OF 2026
Between:

Olaveni Naveen, S/o Ganga Narsaiah, Age: 30 Years, Occ: Owner of the cell phone R/o. Bommena Village, Kathalapur Mandal, Jagtial District

...PETITIONER/PETITIONER

AND

1. The State of Telangana, through S.H.O., P.S. Kathalapur, Jagtial District, Represented by Public Prosecutor, High Court at Hyderabad.

...Respondent

2. S. Ravinder, Inspector of Police,, Regional Vigilance and enforcement office, Karimnagar, Karimnagar Proper and District.

...Respondent/Defacto Complainant

Petition under Section 528 of BNSS r/w 451 of Cr.P.C. praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court may be pleased to release the cell phone Redmi 6i (Ph. No. 6281927597) seized in F.I.R No. 31 of 2026 of P.S. Kathalapur, Jagtial District in favour of the petitioner, on such terms and conditions as this court may deem fit and proper in the interest of justice.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri K Venumadhav , Advocate for the Petitioner and Sri Jithender Rao Veeramalla, the Additional Public Prosecutor on behalf of the Respondents.

CRIMINAL PETITION NO: 6097 OF 2026
Between:

Sachin Shamrao Jadhav, S/o Shamraoo, Age: 30 Years, Occ: Owner of the cell phone, R/ o. Narıded Proper and District, Maharashtra District.

...PETITIONER/PETITIONER

AND

1. The State of Telangana, through S.H.O., P.S. Kathalapur, Jagtial District, Represented by Public Prosecutor, High Court at Hyderabad

...Respondent

2. S. Ravinder, Inspector of Police, Regional Vigilance and enforcement office, Karimnagar, Karimnagar Proper and District

...Respondent/De-facto Complainant

Petition under Section 451 of Cr.P.C r/w 528 of BNSS praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court may be pleased to release the cell phone iPhone 13 128Gb seized in F.I.R No. 31 of 2026 of P.S. Kathalapur, Jagtial District in favour of the petitioner, on such terms and conditions as this court may deem fit and proper in the interest of justice.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri K Venumadhav , Advocate for the Petitioner and Sri Jithender Rao Veeramalla, the Additional Public Prosecutor on behalf of the Respondents.

The Court made the following: COMMON ORDER

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

THE HONOURABLE SRI JUSTICE J.SREENIVAS RAO

CRIMINAL PETITION Nos.6083 and 6097 of 2026

Date: 21.04.2026

CRIMINAL PETITION No.6083 of 2026

Between:
Olaveni Naveen

...Petitioner/accused No.1

AND

The State of Telangana and another

...Respondents

CRIMINAL PETITION No.6097 of 2026

Between:
Sachin Shamrao

...Petitioners/accused No.3

AND

The State of Telangana and another

...Respondents

COMMON ORDER

These Criminal Petitions have been filed seeking to release the cell phones of the petitioners namely iPhone 13 128 Gb and Redmi 6i bearing Ph.No.6281927597, respectively, seized in respect of F.I.R.No.31 of 2026 of Kathalpur Police Station, Jagital District, wherein the petitioners were arrayed as accused Nos.1 and 3, registered for the offences under Sections 303(2) of the

Bharatiya Nyaya Sanhita, 2023 (for short 'BNS'), Section 3 of the Prevention of Damage to Public Property Act, 1984 (for short 'PDPP Act'), Section 21(4) of The Mines and Minerals (Development and Regulation) Act, 1957 (for short 'MMDAR Act') and Sections 180, 181 and 184 of the Motor Vehicles Act, 1988 (for short 'MV Act').

2. Heard Mr. K. Venumadhav, learned counsel for the petitioner, and Mr. Jithender Rao Veeramalla, learned Additional Public Prosecutor for the respondents.

3. Learned counsel for the petitioners submitted that the petitioners are accused Nos.1 and 3 in respect of F.I.R.No.31 of 2026 of Kathalpur Police Station, Jagital District. In connection with the said crime, the Police seized their mobile phones i.e., iPhone 13 128 Gb and Redmi 6i bearing Ph.No.6281927597, respectively and the petitioners filed applications vide Crl.M.P.Nos.63 and 64 of 2026 on the file of Judicial Magistrate of First Class at Korutla, seeking return of the said mobile phones and the learned Trial Court returned the said applications on the ground that the said Court has no jurisdiction to release the same as confiscation proceedings are initiated. He further submitted that

the petitioner is ready and willing to abide by the conditions which are going to be imposed by this Court.

4. *Per contra*, learned Additional Public Prosecutor opposed the relief sought by the learned counsel for the petitioners.

5. Having considered the rival submissions made by the respective parties and after perusal of the record, it reveals that the petitioners were arrayed as accused Nos.1 and 3 in respect of F.I.R.No.31 of 2026 of Kathlapur Police Station, Jagital District, for the offences punishable under Sections 303(2) of BNS, Section 3 of the PDPP Act, Section 21(4) of MMDAR Act and Sections 180, 181 and 184 of the MV Act. It is not in dispute that the petitioners' mobile phones were seized by SHO, Kathlapur Police Station, Jagital District, in connection with F.I.R.No.31 of 2026 on 20.02.2026. Since then, the said mobile phones are in the custody of the SHO, Kathlapur Police Station, Jagital District. The applications filed by the petitioners seeking interim custody of the mobile phones were returned as stated supra.

6. Taking into consideration the peculiar facts and circumstances of the case, this Court is inclined to grant interim custody of the petitioners' mobile phones i.e., iPhone 13 128 Gb and Redmi 6i bearing Ph.No.6281927597, respectively, subject to the condition

that the petitioners shall execute a personal bond for a sum of Rs.5,000/- (Rupees Five Thousand only) to the satisfaction of the learned Judicial Magistrate of First Class at Korutla and also on their furnishing an undertaking that they shall produce their mobile phones either before the Investigating Officer or before the Trial Court, as and when required and also file an undertaking that they shall not alienate the mobile phones in favour of any third parties till the conclusion of proceedings in F.I.R.No.31 of 2026 of Kathlapur Police Station, Jagital District.

7. Accordingly, these criminal petitions are disposed of.

Pending miscellaneous applications, if any, shall stand closed.

Sd/-P.C. SULEKHA DEVI
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

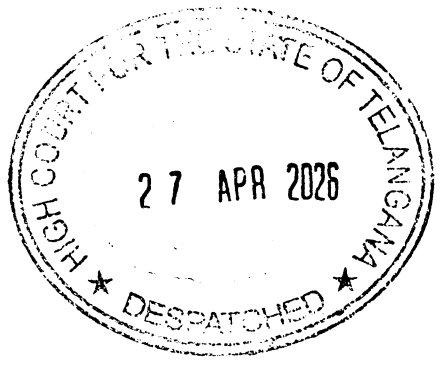
To,

1. The Judicial Magistrate of First Class at Korutla.
2. The Station House Officer, Kathalapur Police Station, Jagtial District.
3. Two CCs to Public Prosecutor, High Court for the State of Telangana, at Hyderabad [OUT]
4. One CC to Sri K Venumadhav, Advocate [OPUC]
5. Two CD Copies

Sa/VH

HIGH COURT

DATED: 21/04/2026



COMMON ORDER

CRLP.Nos.6083 AND 6097 of 2026

DISPOSING OF THE CRIMINAL PETITIONS

25/4/26