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

THURSDAY, THE EIGHTH DAY OF OCTOBER
TWO THOUSAND AND TWENTY SIX

PRESENT

THE HONOURABLE SMT JUSTICE TANGIRALA MADHAVI DEVI

WRIT PETITION NO: 33943 OF 2026

Between:

Shaikh Abdul Jafar Abdul Rehman Habib, S/o Abdul Rehman Habib, Aged about 22 years, Occ. Student , R/o. 2-4-65/121, Street No.5, Fort View Colony, Upperpally, Ranjendranagar, Rangareddy, Telangana, 500030.

...PETITIONER

AND

1. The State of Telangana, Rep by its Principal Secretary Home Department Secretariat, Hyderabad.
2. The Commissioner of Police, Hyderabad Police Commissionerate, Banjara Hills, Hyderabad
3. The Station House Officer, PS Habeeb Nagar, Hyderabad.

...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 a writ, direction, order or orders more particularly one in the nature of Writ of Mandamus, declaring the action of the Respondents No. 3 in harassing the Petitioner by calling directly from 08712660484 and compelling the Petitioner to come to Police Station without issuing any Notice's and without following the due process of law, which is illegal, arbitrary, motivated, malicious, unconstitutional, against the principles of natural justice and fair play and violative of Articles 14, 19, and 21 of the Constitution of India and consequently may be pleased to direct the Respondent 3 that not to take any coercive steps against the petitioner and if there any FIR registered against the petitioner then may follow the due procedure of law.

I.A. NO: 1 OF 2026

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 Respondent 3 that not to take any coercive steps against the petitioner and if there any FIR registered against the petitioner then may follow the due procedure of law.

Counsel for the Petitioner: SRI SK.ASHRAF
Counsel for the Respondents: SRI D.PRADEEP, AGP FOR HOME

The Court made the following: ORDER

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

THE HONOURABLE SMT.JUSTICE TANGIRALA MADHAVI DEVI

WRIT PETITION No. 33943 of 2026

(CNR No. HBHC010696402026)

DATE: 08.10.2026

Between:

Shaikh Abdul Jafar Abdul Rehman Habib

...Petitioner

AND

The State of Telangana and 2 others

...Respondents

ORDER

This Writ Petition is filed alleging that respondent No.3 is summoning the petitioner to the police station and harassing him without issuing any notice or following due process of law.

2. Heard learned counsel for the petitioner and Sri D.Pradeep, learned Assistant Government Pleader for Home appearing for respondents No.1 to 3.

3. Learned Assistant Government Pleader for Home has furnished a copy of the written instructions received by him and

submitted that one Mr. Mohd. Akram lodged a complaint against the petitioner on 28.09.2026, pursuant to which an entry was made in the General Diary on the same day. It is submitted that, during the course of the enquiry, the petitioner was called to the police station, but he did not appear and instead filed W.P.No.33282 of 2026. This Court had disposed of the said writ petition, *vide* order dated 01.10.2026, directing the petitioner to appear before respondent No.3. It is further submitted that the petitioner failed to appear and cooperate with the enquiry. Thereafter, upon preliminary enquiry, Crime No.248 of 2026 was registered against the petitioner on 03.10.2026 for the offences punishable under Sections 329(3) and 351(2) of the Bharatiya Nyaya Sanhita, 2023, and the investigation is in progress. It is also stated that the Investigating Officer attempted to serve a notice under Section 35(3) of the Bharatiya Nagarik Suraksha Sanhita, 2023, on the petitioner, but the petitioner did not cooperate.

4. In view of the registration of the aforesaid crime, the petitioner is directed to appear before respondent No.3 on 12.10.2026, whereupon the respondent police shall serve notice on

him under Section 35(3) of the Bharatiya Nagarik Suraksha Sanhita, 2023, and proceed strictly in accordance with law.

5. With the above observations and directions, this Writ Petition is disposed of. No order as to costs.

Miscellaneous applications, if any, pending shall stand closed.

SD/- P. PRAMOD NAIK
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To

1. The Principal Secretary Home Department Secretariat, Hyderabad, State of Telangana.
2. The Commissioner of Police, Hyderabad Police Commissionerate, Banjara Hills, Hyderabad.
3. The Station House Officer, PS Habeeb Nagar, Hyderabad.
4. One CC to SRI SK.ASHRAF, Advocate [OPUC]
5. Two CCs to GP FOR HOME, High Court for the State of Telangana, at Hyderabad. [OUT]
6. Two CD Copies

PSK.

CC TODAY

HIGH COURT

DATED: 08/10/2026

ORDER
WP.No.33943 of 2026



DISPOSING OF THE WRIT PETITION

WITHOUT COSTS.

