IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

TUESDAY, THE SEVENTEENTH DAY OF NOVEMBER
TWO THOUSAND AND TWENTY SIX

PRESENT

THE HONOURABLE SRI JUSTICE J SREENIVAS RAO

CRIMINAL PETITION NO: 19115 OF 2026

Between:

Kandala Raja Reddy, S/o Shiva Rami Reddy, Aged 46 years Occ Business Flat No. 534 Vivekanandanagar Kukatpally Medchal-Malkajgiri District.

...Petitioner/Accused

AND

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

...Respondent

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 call for the records and quash the Order, dated 13-11-2026 made in Crl.M.P.No. 274 of 2026 in S.C.No. 309 of 2023 in so far as imposing the condition "for deposit of passport after its renewal and mandatorily to seek permission from the Special Sessions Judge for Trial of Cases Under SCs/STs (POA) Act-Cum-VII Additional District and Sessions Judge, Ranga Reddy District At L.B.Nagar, if the Petitioner/Accused intends to travel abroad" and consequently direct the trial court to issue No Objection to the Passport Authority for renewal of the Passport of the Petitioner for 10 years.

I.A. NO: 1 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

suspend the operation of the Order dated 13-11-2026 made in Crl.M.P.No 274 of 2026 in SCNo 309 of 2023 in so far imposing the condition for deposit of passport after its renewal and mandatorily to seek permission from the Special Sessions Judge for Trial of Cases Under SCs/STs (POA) Act-Cum-VII Additional District and Sessions Judge Ranga Reddy District At LB Nagar if the Petitioner/Accused intends to travel abroad.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Mr. Papaiah Peddakula representing Sri Sricharan Telaprolu, Advocate for the Petitioner and the Mr. Jithender Rao Veeramalla, Additional Public Prosecutor on behalf of the Respondent.

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.19115 of 2026
CNR No. HBHC010801262026

Date: 17.11.2026

Between:
Kandala Raja Reddy

...Petitioner

AND

State of Telangana

...Respondent

ORDER

This Criminal Petition is filed by the petitioner, aggrieved by the order dated 13.11.2026, passed by the learned Special Sessions Judge for Trial of Offences Under SC/ST (POA) Act-cum-VII Additional District and Sessions Judge, Ranga Reddy District at L.B.Nagar (for short, 'the trial Court'), in Crl.M.P.No.274 of 2026 in S.C.No.309 of 2023.

2. Heard Mr. Papaiah Peddakula, learned counsel representing Mr. Sricharan Telaprolu, learned counsel for the petitioner and Mr.Jithender Rao Veeramalla, learned Additional Public Prosecutor for respondent.

3. With their consent, the criminal petition is disposed of at the stage of admission.

4. Learned counsel for the petitioner submits that the petitioner is the sole accused in S.C.No.309 of 2023, and is facing prosecution for the offences punishable under Sections 447, 427, 506 of the Indian Penal Code, 1860 (for short, 'the IPC'), and Section 3(2)(V)(a) of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989 (for short 'the SCs/STs POA Act'). He further submits that the petitioner filed a petition *vide* Crl.M.P.No.274 of 2026, seeking a direction to the passport authority to renew/re-issue the passport of the petitioner/accused for a period of 10 years. The learned trial Court, *vide* order dated 13.11.2026, allowed the said petition, directing the petitioner to deposit the passport before the trial Court and further directed that the petitioner shall obtain prior permission if he intends to travel abroad. The conditions imposed by the trial Court are contrary to the relief sought by the petitioner and excess of jurisdiction. Hence, the impugned order is liable to be set aside. Learned counsel for the petitioner further submits that the petitioner intends to travel Dubai along with his family members from 18.11.2026 to 25.11.2026.

Unless this Court relaxes the conditions imposed by the trial Court, the petitioner will be put to great hardship.

5. *Per contra*, the learned Additional Public Prosecutor submits that the trial Court, while allowing the petition filed by the petitioner, imposed conditions, which are contrary to the relief sought by the petitioner. However, the petitioner ought to have filed an appropriate petition before the learned trial Court seeking modification of the above said order instead of filing the present petition before this Court. Hence, the present criminal petition is liable to be dismissed.

6. Having considered the rival submissions made by the respective parties and upon perusal of the material available on record, it reveals that the petitioner is the sole accused in S.C.No.309 of 2023 and the matter before the trial Court is at the stage of consideration of charges. The petitioner filed Crl.M.P.No.274 of 2026, invoking the provisions of Section 6(2)(f) of the Passport Act, 1967, seeking direction to the passport authority to renew/re-issue passport of the petitioner/accused bearing No.R0598224, for a period of 10 years. Learned trial Court

allowed the said petition on 13.11.2026, directing the Office to issue 'No Objection Certificate' to the petitioner to renew/re-issue passport from the Regional Passport Officer Authority concerned. Soon after obtaining the passport, the petitioner is directed to deposit the same before the trial Court in S.C.No.309 of 2023 and further directed the petitioner to obtain prior permission from the trial Court if the petitioner intends to travel aboard. The submission made by learned counsel for the petitioner that the conditions directing him to deposit his passport and obtain prior permission from the trial Court amount to an excess of jurisdiction and is not tenable. Learned trial Court imposed the said conditions only with the intention to secure the presence of the petitioner for conducting proceedings before the trial Court.

7. The record further discloses that the petitioner, in paragraph No.6 of the memorandum of criminal petition, specifically pleaded that he intends to travel Dubai along with his family members from 18.11.2026 to 25.11.2026. To substantiate the said submission, learned counsel for the petitioner filed tour package and Photostat copy of flight tickets from page No.45 to 58.

8. Taking into consideration the peculiar facts and circumstances of the case, this Court is inclined to grant permission to the petitioner to travel abroad by setting aside the conditions imposed by the trial Court in the order dated 13.11.2026 passed in Crl.M.P.No.274 of 2026 in S.C.No.309 of 2023, subject to the following conditions:

(i) The petitioner shall execute a personal bond for a sum of Rs.75,000/- (Rupees Seventy Five Thousand only) with two sureties for a like sum each to the satisfaction of the learned Special Sessions Judge for Trial of Offences Under SC/ST (POA) Act-cum-VII Additional District and Sessions Judge, Ranga Reddy District at L.B.Nagar.

(ii) The petitioner shall execute a sworn affidavit undertaking that soon after returning to India on 25.11.2026, he shall deposit the passport before the learned trial Court.

(iii) The petitioner shall furnish his travel particulars, including his residential address at Dubai, mobile number and e-mail address, before the trial Court.

9. Subject to the above conditions, the Criminal Petition is allowed. However, this order shall not be treated as a precedent in any other case.

Pending miscellaneous applications, if any, shall stand closed.

Sd/- M. OSMAN ALI BAIG
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Special Sessions Judge for Trial of Cases Under SCs/STs (POA) Act-Cum-VII Additional District and Sessions Judge, Ranga Reddy District at L.B. Nagar.
2. Two CCs to the Public Prosecutor, High Court for the State of Telangana, at Hyderabad (OUT)
3. One CC to Sri. Sricharan Telaprolu, Advocate [OPUC]
4. Two CD Copies

DL

HIGH COURT

DATED: 17/11/2026



ORDER

CRLP.No.19115 of 2026

ALLOWING THE CRIMINAL PETITION