

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

WEDNESDAY, THE SEVENTH DAY OF JANUARY
TWO THOUSAND AND TWENTY SIX

PRESENT

THE HONOURABLE SMT JUSTICE TIRUMALA DEVI EADA

CRIMINAL PETITION NO: 104 OF 2026

Between:

Narayanashetty Durga Saibaba, S/o Narayanashetty Sree Ramulu, Aged. 41 years, Occ. Business, R/o. H.No.3-125/86/163, Sri Laxmi nagar Boduppal, Medipally, Medchal Malkajigiri District

...PETITIONER/ACCUSED No.1

AND

1. The State of Telangana, Represented by its Public Prosecutor High Court for the State of Telangana, Hyderabad.
2. Smt.Narayanashetty Swapna Rekha W/o Narayanshetty Durga Saibaba Aged. 41 years, Occ. Housewife, R/o. H No.3-125/8/6/163, SriLaxmi Nagar, Boduppal, Medipally, Medchal Malkajigiri District

...RESPONDENTS/COMPLAINANTS

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 C.C. No 1749 of 2025 On the II Additional Junior Civil Judge-cum- VI Additional Judicial Magistrate of First Class, Medchal Malkajigiri District at L.B. Nagar against the Petitioner/Accused No.1.

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 stay all further proceedings in C.C. No.1749 of 2025 On the II Additional Junior Civil Judge-cum- VI Additional Judicial Magistrate of First Class, Medchal Malkajigiri District at L.B. Nagar under Section 85, 118 (1), 351 (2) BNS R/w. Sec. 3 and 4 of DP Act, 1961 as against the Petitioner / Accused No.1, pending disposal of the above Criminal Petition.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri V YADU KRISHNA SAINATH, 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.104 of 2026

DATE OF ORDER:- 07.01.2026

Between:

Narayanashetty Durga Saibaba,
R/o, Medchal Malkajgiri District.

... Petitioner/Accused No.1

AND

The State of Telangana
rep. by its Public Prosecutor,
High Court of Telangana at Hyderabad & 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.1 in C.C.No.1749 of 2025, on the file of the learned II Additional Junior Civil Judge-cum-VI Additional Judicial Magistrate of First Cass, Medchal-Malkajgiri District at L.B.Nagar, registered for the offences punishable under Sections 85, 118(1), 351(2) of BNS, 2023 and Sections 3 & 4 of Dowry Prohibition Act, 1961.
2. Heard Sri V.Yadu Krishna Sainath, learned counsel for the petitioner/accused No.1 as well as Sri Jitender Rao Veeramalla, the

learned Additional Public Prosecutor appearing for the respondent No.1- State.

3. When the matter is taken up for hearing, learned counsel for the petitioner has limited his prayer seeking a direction to dispense with the appearance of the petitioner before the Trial Court.

4. The learned Additional Public Prosecutor submitted that appropriate orders may be passed.

5. Perused the record. C.C.No.1749 of 2025 is pending on the file of the learned II Additional Junior Civil Judge-cum- VI Additional Judicial Magistrate of First Cass, Medchal-Malkajgiri District at L.B.Nagar. Considering the submissions made by both parties and in view of the facts and circumstances of the case, it is deemed appropriate to dispose of the Criminal Petition by dispensing with the appearance of the petitioner before the Trial Court.

6. Hence, the Criminal Petition is disposed of dispensing with the presence of the petitioner before the Trial Court provided that the petitioner is represented through an Advocate on every date of hearing and that he shall be present before the Trial Court whenever his presence is specifically required during the course of trial.

SD/- S. MALLIKARJUNA RAO
ASSISTANT REGISTRAR

SECTION OFFICER

//TRUE COPY//

To,

1. The II Additional Junior Civil Judge-cum- VI Additional Judicial Magistrate of First Class, Medchal Malkajgiri District at L.B. Nagar
2. The Station House Officer, WPS Uppal, Malkajgiri Division, Malkajgiri Zone, Rachakonda Commissionerate, RR.Dist.
3. Two CCs to Public Prosecutor, High Court for the State of Telangana at Hyderabad (OUT)
4. One CC to SRI V YADU KRISHNA SAINATH Advocate (OPUC)
5. Two CD Copies

TPK/PSL

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

HIGH COURT

DATED:07/01/2026

ORDER

CRLP.No.104 of 2026



CRIMINAL PETITION IS DISPOSED OF

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