

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

TUESDAY, THE TWENTY SIXTH DAY OF MARCH
TWO THOUSAND AND TWENTY FOUR

PRESENT

THE HONOURABLE SRI JUSTICE C.V. BHASKAR REDDY

WRIT PETITION NO: 7844 OF 2024

Between:

V. Bharath Kumar, S/o. V. Jaya Kumar, Aged. 42 years, Occ. Business (Director of Eegle Expert Immigrations Pvt Ltd), R/o. H.No.10-1-5/ 12/ 1, Deepti Apartment, Flat No.S1, StreetNo.10, West Maredpally, Secunderabad, Pincpde.500026.

...PETITIONER

AND

1. The State of Telangana, Rep. by its Principal Secretary Home Department, Secretariat, Hyderabad.
2. The DCP,/ Deputy Commissioner Police, North Zone, DCP Office, Nehrunagar Colony, West Maredpally, Secunderabad, Telangana, Pincode 500026.
3. The ACP/Asst. Commissioner Police, Gopalapuram Division, Nehrunagar Colony, West Maredpally, Secunderabad, Telangana, Pincode 500026.
4. The Station House Officer, Tukaramgate Police Station, Mamidipalli, Malkajgiri, Secunderabad, Telangana, Pincode 500026.
5. Challa Thirupathi, S/o: Challa Mallareddy, Aged. 34 years, Occ. Not known, R/o. H/No. 2-12, Ramanjipet Village, Raikal Mandal, Karimnagar District, Telangana, Piricode. 505460.
6. Mr Mallipudi Srinivasa Rao, S/o. Mallipudi Prasadu, Aged. 43 years, Occ. Not known, R/o. 13-15-1, 1st street, Near Rice Mill, Subbarajupeta Village, Nidadavole, Subbarajupeta Village, Nidadavole, West Godavari District Andrapradesh, pincode 534301.

...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 order, or direction more particularly one in the nature of Writ of Mandamus declaring the action of the Respondent No. 4 in not taking any

action on the complaint made by the petitioner dated 1.03.2024 U/s. 154(3) Cr.P.C. against the Respondents 5 and 6 herein, as highly illegal, arbitrary and violative of principles of natural justice, apart from violative of the law laid down by the Hon'ble Supreme Court of India in Lalitha Kumari vs. State of Uttar Pradesh, reported in (2014) 2 SCC1, consequently direct the Respondent 4, herein to forthwith register the FIR against the Respondents 5 and 6 herein, basing on the complaint of the petitioner dated 1.03.2024 in compliance with the guidelines laid down by the Hon'ble Supreme Court of India in Lalitha Kumari vs, State of Uttar Pradesh, reported in (2014) 2 SCC1.

IA NO: 1 OF 2024

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 No. 4 herein to forthwith register FIR against the Respondents 5 and 6 herein, basing on the complaint of the Petitioner dated 1.3.2024 in compliance with the guidelines laid down by the Hon'ble Supreme Court of India in Lalitha Kumari vs, State of Uttar Pradesh, (2014) 2 SCC1.

Counsel for the Petitioner: SRI KARAM CHENDU KOMIREDDY

Counsel for the Respondent Nos.1 to 4: GP FOR HOME

Counsel for the Respondent Nos.5 and 6: ---

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE C.V. BHASKAR REDDY

WRIT PETITION NO.7844 OF 2024

ORDER:

The case of the petitioner is that he has lodged a written complaint on 01.03.2024.

2. Learned counsel for the petitioner submits that, though the complaint of the petitioner, dated 01.03.2024 would reveal commission of a cognizable offence, the respondent-police are not registering the complaint nor proceeding with the investigation under Section 154 of the Code of Criminal Procedure (Cr.P.C.) and following the guidelines issued by the Hon'ble Apex Court in **Lalita Kumari v. State of Uttar Pradesh**¹.

3. Learned Government Pleader for Home appearing on behalf of the respondent-police, on instructions, would submit that acting on the complaint of the petitioner, as the said complaint reveals commission of a cognizable offence, the fourth respondent registered a case in Crime No.84 of 2024 for the offences punishable under Sections 448, 504, 506 and 384 of the Indian Penal Code and took up investigation.

¹ (2014)2 SCC 1

4. In view of the submissions of the learned Government Pleader for Home that, acting on the complaint of the petitioner, the fourth respondent has already registered a case in Crime No.84 of 2024, the grievance of the petitioner stands redressed.

5. Accordingly, the Writ Petition is closed, as no further orders are necessary.

There shall be no order as to costs. Miscellaneous applications, if any, pending shall stand closed.

SD/-V. HARI PRASAD
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. One CC to Sri Karam Chendu Komireddy, Advocate [OPUC]
2. Two CCs to GP for Home, High Court for the State of Telangana, at Hyderabad [OUT]
3. Two CD Copies

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HIGH COURT

DATED:26/03/2024

ORDER

WP.No.7844 of 2024



**CLOSING THE WRIT PETITION
WITHOUT COSTS.**

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20/4/24