

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

THURSDAY, THE TWENTY EIGHTH DAY OF MARCH
TWO THOUSAND AND TWENTY FOUR

PRESENT

THE HONOURABLE SRI JUSTICE B.VIJAYSEN REDDY

WRIT PETITION NO: 8162 OF 2024

Between:

M/s. ABV Multispecialty Hospital Private Limited, A Private Limited Company, having its registered office at, 13- 12- 26/3/A, Kodandaram Nagar, Saidabad, Hyderabad, represented by its Authorized Signatory, Md. Abdul Khalam, S/o. Md. Ishaq, Aged 38 yrs, Occ: Private Employee, R/o H. No. 5- 164, Musa Colony, near Gandhi Statue, Shamshabad Mandal, Choudarguda Village, 501218.

...PETITIONER

AND

1. The State of Telangana, Rep. by its Principal Secretary, Home department, Secretariat, Hyderabad.
2. Deputy Commissioner of Police, Near Indira Hospital, Shamshabad, Ranga Reddy, Telangana- 501218.
3. Assistant Commissioner of Police, Railway Station Rd, Shadnagar, Farooqnagar, Ranga Reddy, Telangana, 509216.
4. The Station House Officer, Shadnagar Police Station, Shadnagar.
5. Smt. Chintapally Srujitha, W/o. D. Sushanth, Aged 33yrs, Occ: Private Employee, R/o H. No. 3- 1- 188, Road No. 1, Opp. Sarera Bar and Restaurant Lane, Bahadurguda, K. V. Ranga Reddy District, Telangana, 500074.
6. Paul Andrews Mylabathula, S/o. M. Suresh, Aged 34 yrs, Occ Ex. General Manager, R/o H. No. 13- 119/12, OM Nagar Colony, Housing Board, Nagar Kurnool, 500074.
7. Dasarapalli Srijana Shymilli, W/o. Paul Andrews Mylabathula, Aged 26 yrs, Occ Private Employee, R/o. H. No. 13- 119/12, OM Nagar Colony, Housing Board, Nagar Kurnool, 500074.

...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 inaction of the Respondents in registering the complaint dt:23- 03- 2024 is illegal, arbitrary, violative of Articles 14 and 21 of the Constitution of India, besides violative of Principles of Natural Justice and contrary to the judgment of the Hon'ble Apex Court reported in Lalitha Kumari v. Government of Uttar Pradesh, (2014) 2 SCC 1 and consequently direct the Respondents to forthwith register the complaint and conduct an investigation.

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 Respondents to forthwith register the complaint 23- 03- 2024 and conduct the investigation, pending disposal of the Writ Petition.

Counsel for the Petitioner: SRI PARSA ANANTH NAGESWAR RAO

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

Counsel for the Respondent Nos.5 to 7: NONE APPEARED

The Court made the following: ORDER

THE HONOURABLE SRI JUSTICE B. VIJAYSEN REDDY

WRIT PETITION No.8162 OF 2024

ORDER : (ORAL)

This writ petition is filed by the petitioner seeking following relief:

“... to issue a Writ order or direction more particularly one in the nature of Writ of Mandamus declaring the inaction of the Respondents in registering the complaint dt.23-03-2024 is illegal, arbitrary, violative of Articles 14 and 21 of the Constitution of India besides violative of Principles of Natural Justice and contrary to the judgement of the Honble Apex Court reported in **Lalitha Kumari v. Government of Uttar Pradesh, 2014 2 SCC 1** and consequently direct the Respondents to forthwith register the complaint and conduct an investigation and pass ...”

2. Learned Assistant Government Pleader for Home submitted that pursuant to the complaint of the petitioner dated 23.03.2024, a crime was registered in FIR No.241 of 2024 for the offences punishable under Sections 408, 420 and 506 read with Section 34 of the Indian Penal Code (for short, ‘IPC’) on the file of Shadnagar, Police Station. A copy of FIR is served on learned counsel for the petitioner.

3. In view of the above submission of the learned Assistant Government Pleader for Home, no further orders are required to be passed in this writ petition. Accordingly, the writ petition is disposed of.

As a sequel thereto, miscellaneous applications, if any, pending in the writ petition stand closed. There shall be no order as to costs.

SD/- K. VENKAIAH
ASSISTANT REGISTRAR

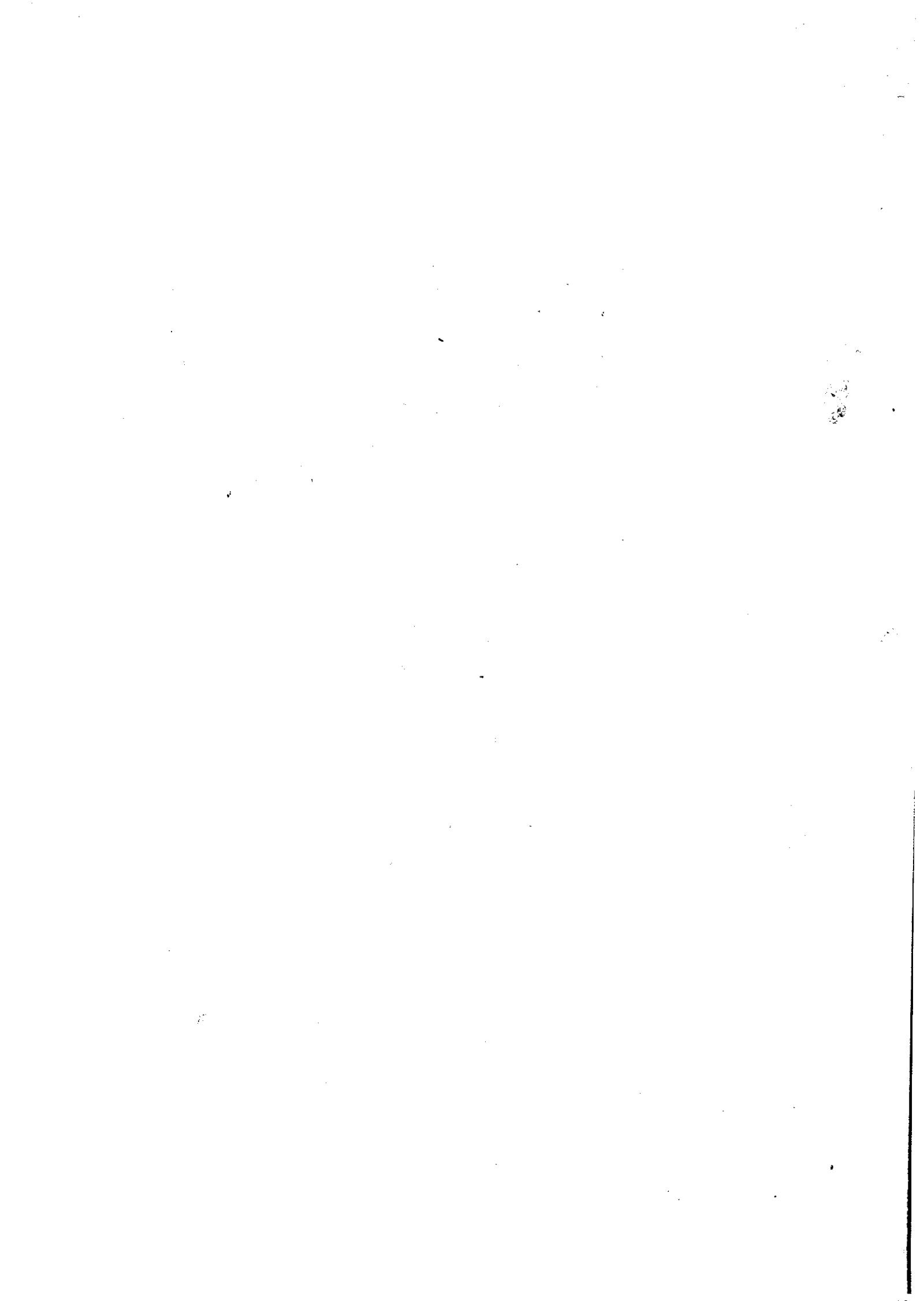
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SECTION OFFICER

To,

1. The Principal Secretary, Home department, Secretariat, The State of Telangana, Hyderabad.
2. Deputy Commissioner of Police, Near Indira Hospital, Shamshabad, Ranga Reddy, Telangana- 501218.
3. Assistant Commissioner of Police, Railway Station Rd, Shadnagar, Farooqnagar, Ranga Reddy, Telangana, 509216.
4. The Station House Officer, Shadnagar Police Station, Shadnagar.
5. One CC to Sri Parsa Ananth Nageswar Rao, Advocate [OPUC]
6. Two CCs to GP for Home, High Court for the State of Telangana, at Hyderabad [OUT]
7. Two CD Copies

T J
GJP
[Signature]



HIGH COURT

DATED:28/03/2024

ORDER

WP.No.8162 of 2024



**DISPOSING OF THE WRIT PETITION
WITHOUT COSTS.**

(10) Copies
GSR

MBG
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