

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

FRIDAY, THE THIRTIETH DAY OF AUGUST
TWO THOUSAND AND TWENTY FOUR

PRESENT

THE HONOURABLE SRI JUSTICE B.VIJAYSEN REDDY

WRIT PETITION NO: 23129 OF 2024

Between:

Mohammed Ahmeduddin, S/o: Late Mohammed Sirajuddin, age about 40 years, Occ- Business, R/o H.No.6-4-16/2, Shivrampally, Near Traffic P.S, Aram Ghar, Rajendramagar, Ranga Reddy District

...PETITIONER

AND

1. The State of Telangana, Home Department, Secretariat, Hyderabad, Rep. by its Principle Secretary.
2. The Commissioner of Police, Rachakonda Commissionerate, Neredmet, Secunderabad.
3. The Deputy Commissioner of Police, Rachakonda, Balapur Division, Ranga Reddy District.
4. The Asst. Commissioner of Police, Rachakonda Commissionerate, Office at Balapur, Ranga Reddy District.
5. The Station House Officer, Balapur Police Station, Rachakonda Commissionerate, Ranga Reddy District.
6. Marla Babu, S/o Jaigaiah, Aged about 44 years, Occ- Business, R/o H.No. 4-42, Sultapur Village, Saroornagar Mandal, Ranga Reddy District.
7. Mohammed Riyaz Ali., S/o Not known to the petitioner, age Major, Occ-Business R/o 17-1-137/99/A/2, Ykatpur, Charminar, Hyderabad.
8. Balu Naik, S/o not known to the petitioner, Age Major, Occ- Corporator, Badangpet Municipal Corporation, Office at Badangpet, Ranga Reddy District

...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 or direction more particularly one in the nature of Writ of Mandamus, declaring the action of the respondents in not registering the FIR against the unofficial respondent No. 6 to 9 though the cognizable offence

committed by them in pursuant to the petitioners' complaint dated 27-07-2024 as illegal, arbitrary, unconstitutional, violative of Principles of natural justice and contrary to the judgment of the Hon'ble Supreme Court and consequently direct the Official Respondents to register the FIR duly effecting the arrest of the accused and conduct investigation by following due procedure of law.

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 No. 2 to 5 forthwith to register the FIR against the unofficial respondents in pursuant to the petitioners complaint dt-27/07/2024, pending disposal of the main Writ Petition.

Counsel for the Petitioner: SRI L. RAM SINGH

Counsel for the Respondent Nos.1 to 5: GP FOR HOME

Counsel for the Respondent Nos.6 to 8:---

The Court made the following: ORDER

HONOURABLE SRI JUSTICE B. VIJAYSEN REDDY

WRIT PETITION No.23129 OF 2024

ORDER: (ORAL)

This writ petition is filed to declare the action of the respondents, in not registering the First Information Report against the unofficial respondent Nos.6 to 9 pursuant to the petitioner's complaint dated 27.07.2024, as being arbitrary and unconstitutional.

2. Learned counsel for the petitioner submitted that subsequent to filing of the writ petition, First Information Report No.317 of 2024 of Balapur Police Station, under Sections 329 (3) and 324 (4) read with Section 3(5) of Bharatiya Nyaya Sanhita was registered on the complaint of the petitioner dated 27.07.2024 and, thus, the cause in the writ petition does not survive for adjudication.

3. Recording the above submissions, the writ petition is disposed of as no further orders are required to be passed. No order as to costs.

As a sequel thereto, miscellaneous applications, if any, pending in the writ petition stand closed.

**SD/- C. PRAVEEN KUMAR
ASSISTANT REGISTRAR**

//TRUE COPY//

SECTION OFFICER

To,

1. The Principle Secretary, Home Department, Secretariat, The State of Telangana, Hyderabad.
2. The Commissioner of Police, Rachakonda Commissionerate, Neredmet, Secunderabad.

3. The Deputy Commissioner of Police, Rachakonda, Balapur Division, Ranga Reddy District.
4. The Asst. Commissioner of Police, Rachakonda Commissionerate, Office at Balapur, Ranga Reddy District.
5. The Station House Officer, Balapur Police Station, Rachakonda Commissionerate, Ranga Reddy District.
6. One CC to Sri L. Ram Singh, Advocate [OPUC]
7. Two CCs to GP for Home, High Court for the State of Telangana, at Hyderabad [OUT]
8. Two CD Copies

TJ
GJP

KP

HIGH COURT

DATED:30/08/2024

ORDER

WP.No.23129 of 2024



DISPOSING OF THE WRIT PETITION
WITHOUT COSTS

11 Copies
dep.
12/12/24