

(SHOW CAUSE NOTICE BEFORE ADMISSION)
THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

WEDNESDAY, THE ELEVENTH DAY OF MARCH
TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE SRI JUSTICE J SREENIVAS RAO
CRIMINAL PETITION NO: 3497 OF 2026

Between:

1. N. S. Pattabhi Rama Rao, S/o Subba Rao
2. N. Sumathi Devi, W/o N.S.Pattabhi Rama Rao

Petitioners/Accused No.2 & 3

AND

1. The State of Telangana, Rep. By the Public Prosecutor, High Court, Hyderabad.
2. Smt. B. Ashivini, W/o. N. Rahul, Occ.Software Engineer, R/o. Flat 103, Sr Lakshmi Solitude, DD Colony, Lane-C 29, Hyderabad - 500 013
Residing At. Flat - FF - 3, First floor, RL Anagha Apartment, 5th main road, Sun City Lay Out, J.P. Nagar, 7th Phase, Bangalore - 560078, Karnataka State.

Respondent/Defacto Complainant

WHEREAS the Petitioners above named through their Advocate Sri ENNAMSETTY AKHIL presented this Petition under Section 528 of BNSS, praying that in the circumstances stated in the grounds filed in support of the Criminal Petition, the High Court may be pleased to call for records in connection with C.C. No.241 of 2026 on the file of the Court of XIII Additional Chief Judicial Magistrate at Nampally, Hyderabad, and quash the same so far as Petitioners are concerned;

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of Sri T. Niranjan Reddy, Senior Counsel representing Sri ENNAMSETTY AKHIL, Advocate for the Petitioners, directed issue of notice to the Respondent No.2, herein to show cause as to why this CRIMINAL PETITION should not be admitted.

You viz:

Smt. B. Ashivini, W/o. N. Rahul, Occ.Software Engineer, R/o. Flat 103, Sr Lakshmi Solitude, DD Colony, Lane-C 29, Hyderabad - 500 013
Residing At. Flat - FF - 3, First floor, RL Anagha Apartment, 5th main road, Sun City Lay Out, J.P. Nagar, 7th Phase, Bangalore - 560078, Karnataka State.

are directed to show cause on or before **03.07.2026** to which date the case stands posted as to why in the circumstances set out in the petition and the memorandum of grounds filed therewith (copy enclosed) this CRIMINAL PETITION should not be admitted.

IA NO: 2 OF 2026

Petition under Section 528 of BNSS, praying that in the circumstances stated in the grounds filed in support of the petition, the High Court may be pleased to direct stay of all further proceedings including the appearance of the Petitioners in C.C. No.241 of 2026 on the file of the Court of XIII Additional Chief Judicial Magistrate at Nampally, Hyderabad, so far as Petitioners are concerned, pending disposal of CRLP No. 3497 of 2026, on the file of the High Court.

The Court made the following: ORDER:

Mr. T. Niranjan Reddy, learned Senior Counsel representing Mr. Ennamsetty Akhil, learned counsel for the petitioners; submits that the petitioners have not committed any offence and they have been falsely implicated in the present case only on the ground that they are the parents of accused No.1. The marriage of accused No.1 with respondent No.2 was solemnized on 01.09.2023 and since then, accused No.1 and respondent No.2 are living separately and there are matrimonial disputes raised between them. Accused No.1 filed F.C.O.P.No.621 of 2025 before the I Additional Family Court Judge, Kalpataru Complex, Hyderabad in the month of May, 2025. In the said case, respondent No.2 was set *ex parte* on 12.08.2025. Subsequently, she filed application seeking to set aside the *ex parte* order. The learned Family Court referred the matter to mediation on 18.08.2025. Subsequently, respondent No.2 filed the present complaint as a counter blast to the said F.C.O.P. Even according to the allegations made in the complaint, the ingredients for the offences under sections 85, 351(2) of the Bharatiya Nyaya Sanhita, 2023 and Sections 3, 4 and 6 of the Dowry Prohibition Act, 1961 are not attracted against the petitioners. Hence, the continuation of the proceedings against the petitioners is a clear abuse of process of law.

Taking into consideration the above said submissions, this Court is of the view that the grounds, which were raised by the learned counsel for the petitioners, require detailed examination.

Notice before admission.

Learned Additional Public Prosecutor takes notice on behalf of respondent No.1.

Learned counsel for the petitioners is permitted to take out personal notice to respondent No.2 by way of speed post with acknowledgment due and file proof of service.

Post on 03.07.2026.

Till such time, there shall be an interim stay of all further proceedings against the petitioners/accused Nos.2 and 3 in C.C.No.241 of 2026 on the file of the XIII Additional Chief Judicial Magistrate at Nampally, Hyderabad.

In default of filing proof of service by the next date of hearing, the interim stay granted shall stand vacated.

**Sd/- P.PONNA KRISHNA
ASSISTANT REGISTRAR**

//TRUE COPY//

SECTION OFFICER

To,

1. The I Additional Family Court Judge, Kalpataru Complex, Hyderabad.
2. The Station House Officer, Woman Police Station, East Zone, Hyderabad City.
3. Smt. B. Ashivini, W/o. N. Rahul, Occ.Software Engineer, R/o. Flat 103, Sr Lakshmi Solitude, DD Colony, Lane-C 29, Hyderabad - 500 013
Residing At. Flat - FF - 3, First floor, RL Anagha Apartment, 5th main road, Sun City Lay Out, J.P. Nagar, 7th Phase, Bangalore - 560078, Karnataka State. (by SPAD- along with a copy of petition and memorandum of grounds)
4. One CC to SRI ENNAMSETTY AKHIL, Advocate [OPUC]
5. Two CCs to PUBLIC PROSECUTOR, High Court at Hyderabad [OUT]
6. One spare copy

HIGH COURT

JSR, J

DATED:11.03.2026

POST ON 03.07.2026

NOTICE BEFORE ADMISSION



CRLP.No.3497 of 2026

INTERIM STAY