

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

TUESDAY, THE FOURTEENTH DAY OF JUNE
TWO THOUSAND AND TWENTY TWO

PRESENT

THE HON'BLE SMT JUSTICE LALITHA KANNEGANTI

WRIT PETITION NO: 25281 OF 2022

Between:

Bikkaneti Veeresh, S/o Sailu, Age. 34Years, Occ. Student, R/o H.No.8-30/S/13/2, Surya Hills Colony, Boduppal, Hyderabad. Presently residing in 15609, Rosewood ST APT 6 Omaha, NE.68136 U.S.A. Rep. by G.P.A. Holder, (Mother) Bikkaneti Upendra W/o Bikkineti Sailu Age. 55 Years, Occ. House Wife, R/o H.No.8-30/S/ 13/2, Surya Hills Colony, Boduppal, Hyderabad.

...PETITIONER

AND

1. The State of Telangana, Represented by its Principal Secretary, Home Department, Secretariat, Hyderabad
2. The Superintendent of Police, Suryapet District Suryapet.
3. The S.H.O.P.S, Nuthanakal, Suryapet District.
4. The Union of India, Home Department, Represented by its principal Secretary, New Delhi, India.

...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 an appropriate writ or order or direction more particularly one in Writ of Mandamus declaring the inaction respondents 2 to 4 in withdrawal of lookout notice/circular if any pending against the petitioner in Cr.No.146/2019 of P.S. Nuthanakal as illegal, arbitrary and violative of Article 21 of the constitution of India consequently direct the respondents 2 to 4 to withdraw the lookout notice circular pending against the petitioner in Cr.No146/2019 Of P.S. Nuthanakal.

IA NO: 1 OF 2022

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 2 to 4 to withdraw the lookout notice/circular issued if any against the petitioner in Cr.No.146/2019 of P.S.Nuthanakal during pendency of writ petition.

Counsel for the Petitioner: SRI M. ACHUTA REDDY FOR SRI M. SAROJ REDDY

**Counsel for the Respondent Nos.1 to 3: SRI S. RAMAMOHAN RAO,
AGP FOR HOME**

**Counsel for the Respondent No.4: SRI NAMAVARAPU RAJESHWAR RAO,
ASST. SOLICITOR GENERAL**

The Court made the following: ORDER

THE HON'BLE SMT. JUSTICE LALITHA KANNEGANTI

WRIT PETITION No.25281 of 2022

ORDER:

This Writ Petition is filed seeking a *mandamus* to declare the action of respondent No.3 i.e, Station House officer, Nuthankal Police Station, in withdrawal of lookout notice pending against the petitioner in Crime No.146 of 2019 of Nuthankal Police Station, as illegal and arbitrary.

2. Sri M.Saroj Reddy, learned counsel for the petitioner, submits that basing on the complaint given by the petitioner's wife, Crime No.146 of 2019 is registered for the offences under Sections 498-A and 509 IPC and Sections 3 and 4 of the Dowry Prohibition Act. He submits that as the petitioner is in USA at that point of time and after registration of the crime, the respondents have issued LOC. After conducting investigation, the respondent police have filed charge sheet and the same is numbered as C.C.No.868 of 2020. As there was a compromise between the parties, the matter was referred to Lok Adalat and the petitioner is acquitted *vide* order dated 19.11.2021. He submits that even after closure of the criminal case, the police failed to close the LOC and in view of the same, the petitioner is not in a position to travel abroad. He further submits that as of now no

crime is pending against the petitioner and there is no purpose of continuing the LOC.

3. Sri S.Ramamohan Rao, learned Assistant Government Pleader for Home, also does not dispute the fact that the only crime that is pending against the petitioner is ended in acquittal. He submits that LOC, which was issued against the petitioner, was not renewed after the lapse of one year.

4. As per the material on record, when the petitioner was absconding, the police issued LOC. The crime that is pending against the petitioner is ended up in acquittal and on the face of it, there are no valid reasons for continuing the LOC. Hence, this Court deems it appropriate to direct the respondent police to withdraw LOC pending against the petitioner, within a period of three weeks from the date of receipt of a copy of this order.

5. With the above direction, the Writ Petition is disposed of. No order as to costs.

Miscellaneous applications, pending if any, shall stand closed.

SD/-P.PADMANABHA REDDY
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

- To,
1. The Principal Secretary, Home Department, State of Telangana, Secretariat, Hyderabad
 2. The Superintendent of Police, Suryapet District Suryapet.
 3. The S.H.O.P.S, Nuthanakal, Suryapet District.

4. The Principal Secretary, Union of India, Home Department, New Delhi, India.
5. One CC to Sri M. Saroj Reddy, Advocate [OPUC]
6. Two CCs to GP for Home, High Court for the State of Telangana at Hyderabad. [OUT]
7. One CC to Sri Namavarapu Rajeshwar Rao, Asst. Solicitor General, Advocate [OPUC]
8. Two CD Copies
9. One Spare Copy

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HIGH COURT

DATED:14/06/2022

ORDER

WP.No.25281 of 2022



DISPOSING OF THE WP
WITHOUT COSTS

11
3/8/22
Hv