



IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI
(Special Original Jurisdiction)



MONDAY, THE FOURTH DAY OF AUGUST
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI PRATAPA

WRIT PETITION NO: 1447 OF 2020

Between:

Davala Raghavulu, S/o.Samudraiah, Aged about 34 years, Occ. Auto Driver,
RJo.Mydavolu village, Edlapadu Mandal, Guntur District.

...Petitioner

AND

1. State of Andhra Pradesh, Rep. by its Principal Secretary to Government, Home Department, Secretariat, Velagapudi, Amaravati, Guntur District.
2. Superintendant of Police, Guntur District at Guntur.
3. Deputy Superintendent of Police Deputy Superintendent of Police, Guntur District at Guntur
4. Station House Officer-Cum-Sub Inspector of Police, Edlapadu Police Station, Edlapadu village and Mandal, Guntur District.
5. Gowri Subramanyam, S/o.Lakshmaiah, R/o.Mydavolu village, Edlapadu Mandal, Guntur District.
6. Gowri Lakhmaiah, S/o.Subbaiah, R/o.Mydavolu village, Edlapadu Mandal, Guntur District.
7. Gowri Rajesh, S/o.Lakshmaiah, R/o.Mydavolu village, Edlapadu Mandal, Guntur District.
8. Gowri Lingaiah, S/o.Subbalah, R/o.Mydavolu village, Edlapadu Mandal, Guntur District.

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9. Gowri Hanumanthrao, S/o. Subbaiali, R/o. Mydavolu village, Edlapadu Mandal, Guntur District.
 10. Mekala Ramakotaiali, S/o. Sreeramulu, R/o. Mydavolu village, Edlapadu Mandal, Guntur District.
 11. Mekala Nagamma, W/o. Sreeramulu, R/o. Mydavolu village, Edlapadu Mandal, Guntur District.
 12. Gowri Nagendramma, S/o. Lakshmaiah, R/o. Mydavolu village, Edlapadu Mandal, Guntur District.
 13. Gown Vijaya, W/o. Hanumantha Rao, R/o. Mydavolu village, Edlapadu Mandal, Guntur District.
 14. Gowri Akkamma, S/o. Koteswarzu-ao, R/o. Mydavolu village, Edlapadu Mandal, Guntur District.

...Respondents

Petition under Article 226 of the Constitution of India is filed 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 respondents 2 to 4 in not taking up active investigation in FIR No.220 of 2019, dated 07.12.2019 registered against respondents 5 to 14 for the offences punishable under Sections 452, 323, 324, 506 r/w 34 of IPC 3(1)(r), 3(1)(S), 3(1)(z), 3(2)(va) and Section 3(1)(s) of Schedule Castes and Schedule Tribes (Prevention of Atrocities) Act, 1989 on the file of 4th respondent by arresting the accused for the offences committed by them, as illegal, irregular, and amounts to non-discharge of legal obligation conferred under the provisions of Code of Criminal Procedure, 1973 and violative of Article 14 of Constitution of India and consequently direct the respondents 2 to 4 to conduct investigation and file charge sheet against respondents 5 to 14 in the said crime, by subjecting them to arrest on judicial remand and opening rowdy/history/suspect sheet against respondents 5 to 14.

IA NO: 1 OF 2020

Petition under Section 151 CPC is filed praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to direct the 4th respondent to complete the investigation in FIR No.220/2019, dated 07-12-2019 registered against respondents 5 to 14 for the offences punishable under Sections 452, 323, 324, 506 r/w 34 of IPC 3(1)(r), 3(1)(S), 3(1)(z), 3(2)(va) and Section 3(1)(s) of Schedule Castes and Schedule Tribes (Prevention of Atrocities) Act, 1989 on the file of 4th respondent by arresting the accused for the offences committed by them, expeditiously pending disposal of main writ petition.

Counsel for the Petitioner: SRI CHAKRAVARTHY P V S K

**Counsel for the Respondent No's. 1 to 4: SRI V FAROOQ
AGP FOR HOME**

Counsel for the Respondent No's. 5 to 14: ---

The Court made the following order:



**IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI
(Special Original Jurisdiction)**

[3396]

**MONDAY, THE FOURTH DAY OF AUGUST
TWO THOUSAND AND TWENTY FIVE**

PRESENT

THE HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI PRATAPA

WRIT PETITION NO: 1447/2020

Between:

1. DAVALA RAGHAVULU, S/O. SAMUDRAIAH, AGED ABOUT 34 YEARS, OCC. AUTO DRIVER, RJO. MYDAVOLU VILLAGE, EDLAPADU MANDAL, GUNTUR DISTRICT.

...PETITIONER

AND

1. STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL SECRETARY TO GOVERNMENT, HOME DEPARTMENT, SECRETARIAT, VELAGAPUDI, AMARAVATI, GUNTUR DISTRICT.
2. SUPERINTENDANT OF POLICE, , GUNTUR DISTRICT AT GUNTUR.
3. DEPUTY SUPERINTENDENT OF POLICE DEPUTY SUPERINTENDENT OF POLICE DEPUTY SUPERINTENDENT OF POLICE, , GUNTUR DISTRICT AT GUNTUR
4. STATION HOUSE OFFICER CUM SUB INSPECTOR OF POLICE, , EDLAPADU POLICE STATION, EDLAPADU VILLAGE AND MANDAL, GUNTUR DISTRICT.
5. GOWRI SUBRAMANYAM, S/O. LAKSHMAIAH, R/O. MYDAVOLU VILLAGE, EDLAPADU MANDAL, GUNTUR DISTRICT.
6. GOWRI LAKHMAIAH, S/O. SUBBAIAH, R/O. MYDAVOLU VILLAGE, EDLAPADU MANDAL, GUNTUR DISTRICT.
7. GOWRI RAJESH, S/O. LAKSHMAIAH, R/O. MYDAVOLU VILLAGE, EDLAPADU MANDAL, GUNTUR DISTRICT.

8. GOWRI LINGAIAH, ,S/O.SUBBALAH, R/O.MYDAVOLU VILLAGE, EDLAPADU MANDAL, GUNTUR DISTRICT.
9. GOWRI HANUMANTHRAO, ,S/O.SUBBAIALI, R/O.MYDAVOLU VILLAGE, EDLAPADU MANDAL, GUNTUR DISTRICT.
- 10.MEKALA RAMAKOTAIALI, S/O.SREERAMULU, R/O.MYDAVOLU VILLAGE, EDLAPADU MANDAL, GUNTUR DISTRICT.
- 11.MEKALA NAGAMMA, W/O.SREERAMULU, R/O.MYDAVOLU VILLAGE, EDLAPADU MANDAL, GUNTUR DISTRICT.
- 12.GOWRI NAGENDRAMMA, S/O.LAKSHMAIAH, R/O.MYDAVOLU VILLAGE, EDLAPADU MANDAL, GUNTUR DISTRICT.
- 13.GOWN VIJAYA, ,W/O.HANUMANTHA RAO, R/O.MYDAVOLU VILLAGE, EDLAPADU MANDAL, GUNTUR DISTRICT.
- 14.GOWRI AKKAMMA, S/O.KOTESWARZU-AO, R/O.MYDAVOLU VILLAGE, EDLAPADU MANDAL, GUNTUR DISTRICT.

...RESPONDENT(S):

Counsel for the Petitioner:

1.CHAKRAVARTHY P V S K

Counsel for the Respondent(S):

1.GP FOR HOME (AP)

The Court made the following:

ORDER:

This Writ Petition is filed under Article 226 of Constitution of India with the following prayer:

.... to to issue a writ, order or direction more particularly one in the nature of WRIT OF MANDAMUS declaring the action of respondents 2 to 4 in not taking up active investigation in FIR No.220 of 2019, dated 07.12.2019 registered against respondents 5 to 14 for the offences punishable under Sections 452, 323, 324, 506 r/w 34 of IPC 3(1)(r), 3(1)(S), 3(1)(z), 3(2)(va) and Section 3(1)(s) of Schedule Castes and Schedule Tribes (Prevention of Atrocities) Act, 1989 on the file of 4th respondent by arresting the accused for the offences committed by them, as illegal, irregular, and amounts to non-discharge of legal obligation conferred under the provisions of Code of Criminal Procedure, 1973 and violative of Article 14 of Constitution of India and consequently direct the respondents 2 to 4 to conduct investigation and file charge sheet against respondents 5 to 14 in the said crime, by subjecting them to arrest on judicial remand and opening rowdy/history/suspect sheet against respondents 5 to 14....."

2. Heard Sri P.V.S.K.Chakravarthy, learned counsel for the petitioner and V.Farook, learned Assistant Government Pleader for Home.
3. Learned counsel for the petitioner would submit that the police are not concluding the investigation and a direction may be given to the police to conclude the investigation as expeditiously as possible.
4. Learned Assistant Government Pleader for Home would submit that the Court may pass appropriate orders.
5. Considering the same, this writ petition is disposed of. However, the police are directed to conclude the investigation and file a report according to

law, if not filed so far within a period of two months from the date of receipt of copy of this order. There shall be no order as to costs.

As a sequel thereto, miscellaneous petitions pending, if any, shall stand closed.

//TRUE COPY//

Sd/- SRI T. SRINIVASA RAO
ASSISTANT REGISTRAR



SECTION OFFICER

To,

1. The Principal Secretary to Government, Home Department, State of Andhra Pradesh, Secretariat, Velagapudi, Amaravati, Guntur District.
2. The Superintendent of Police, Guntur District at Guntur.
3. The Deputy Superintendent of Police Deputy Superintendent of Police Deputy Superintendent of Police, Guntur District at Guntur
4. The Station House Officer-Cum-Sub Inspector of Police, Edlapadu Police Station, Edlapadu village and Mandal, Guntur District.
5. One CC to SRI. CHAKRAVARTHY P V S K Advocate [ÖPUC]
6. Two CCs to GP FOR HOME, High Court of Andhra Pradesh [OUT]
7. Three CD Copies

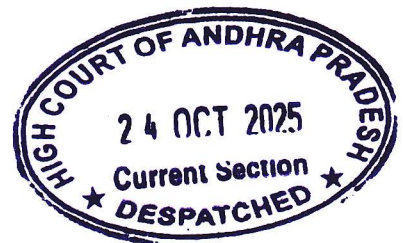
PRK

HIGH COURT

DATED:04/08/2025

ORDER

WP NO. 1447 OF 2020



DISPOSING OF THE WP, WITHOUT COSTS