

**(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI**

FRIDAY, THE TWENTIETH DAY OF JANUARY
TWO THOUSAND AND TWENTY THREE

**:PRESENT:
THE HONOURABLE SRI JUSTICE R RAGHUNANDAN RAO**



CRIMINAL PETITION NO: 382 OF 2023

Between:

1. Tammineni Peddireddy, S/o Peddireddy, aged about 70 years, D.No.5-185A, Kothuru, Kanigiri, Prakasam District.
2. Tammineni Venkat reddy, S/o Peddireddy, aged about 46 years, D.No.5-185A, Kothuru, Kanigiri, Prakasam District.
3. Tammineni Sreenivasa Reddy, S/o Peddireddy, aged about 43 years D.No.5-185A, Kothuru, Kanigiri, Prakasam District.

...Petitioners/Accused

AND

1. The State of Andhra Pradesh, Rep by its Public Prosecutor, High Court of A.P, Amaravati.
2. Mule Balireddy, S/o. Chinna Yalamanda Reddy, aged about 44 years, Kuchipudipalli, Kanigiri Town, Prakasam District.

...Respondents

WHEREAS the Petitioners above named through their Advocate Sri K Varun Shyam Kumar presented this Petition under Section 482 of Cr.P.C, praying that in the circumstances stated in the memorandum of grounds filed in Criminal Petition, the High Court may be pleased to quash the proceedings in C.C. No. 30 of 2019 dated 03.12.2019, on the file of Hon'ble Judicial Magistrate of First Class Court, Kanigiri, Prakasam District.

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of Sri K Varun Shyam Kumar, Advocate for the Petitioners and of Public Prosecutor for Respondent No.1, 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:

Mule Balireddy, S/o. Chinna Yalamanda Reddy, R/o.Kuchipudipalli, Kanigiri Town, Prakasam District.

are be and hereby directed to show cause either appearing in person or through an Advocate, 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, on or before 28.02.2023, on which date the case stands posted for hearing.

IA NO: 2 OF 2023

Petition under Section 482 CPC praying that in the circumstances stated in the memorandum of grounds filed in Criminal Petition, the High Court may be pleased to stay of all the proceedings in C.C. No. 30 of 2019 dated 03.12.2019 on the file of learned Judicial Magistrate of First Class, Kanigiri, Prakasam District, pending disposal of CRLP No.382 of 2023, on the file of the High Court.

The Court made the following

ORDER:

"The learned Public Prosecutor takes notice to the 1st respondent/State and seeks time to obtain instructions.

Issue notice to the 2nd respondent.

The learned counsel for the petitioners is permitted to take out personal notice to the 2nd respondent by RPAD and file proof of service by the next date of hearing.

In view of the statements of L.W.s. 3, 4 and 6 ruling out the presence of the petitioners, at the place of the incident, there shall be stay of all further proceedings in C.C.No.30 of 2019, on the file of the Judicial First Class Magistrate, Kanigiri, including the appearance, to the extent of the 1st petitioner alone.

Post on 28.02.2023 in 'Motion List'."

Sd/- G. HELA NAIDU
ASSISTANT REGISTRAR



//TRUE COPY//

Fo.

SECTION OFFICER

To,

1. The Judicial Magistrate of First Class, Kanigiri, Prakasam District.
2. Mule Balireddy, S/o. Chinna Yalamanda Reddy, R/o.Kuchipudipalli, Kanigiri Town, Prakasam District. (by RPAD- along with a copy of petition and memorandum of grounds)
3. One CC to Sri. K Varun Shyam Kumar, Advocate [OPUC]
4. Two CC to Public Prosecutor, High Court of AP [OUT]
5. One spare copy.

MSB

HIGH COURT

RRR,J

DATED:20/01/2023

ORDER

POST ON 28.02.2023 IN MOTION LIST

NOTICE BEFORE ADMISSION

CRLP.No.382 of 2023

INTERIM STAY

