



(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
TUESDAY, THE TWENTY SECOND DAY OF FEBRUARY
TWO THOUSAND AND TWENTY TWO

:PRESENT:

THE HONOURABLE SRI JUSTICE D RAMESH

CRIMINAL PETITION NO: 1126 OF 2022

Between:

S.K. Sunderarajan, S/o. Kesappa Modaliar, aged about 60 years, Occ-Business, R/o. 63/1, S.N. Puram, Trichy Road, Chintamanipurur, Coimbatore, Tamil Nadu.

...Petitioner/Accused

AND

1. **A. Subramanyam, S/o. Late A. Sundarajulu Setty, aged about 59 years, Occ- Business, R/o. D. No.14-366/1. New Kaikattu Street, Chittoor Town, Andhra Pradesh.**
2. **The State of Andhra Pradesh, Rep by its Public Prosecutor, High Court for the State of Andhra Pradesh, At Amaravati.**

...Respondents/Complainant

Whereas the Petitioner/Accused above named through his Advocate Sri T. S. Anirudh Reddy, presented this Criminal Petition filed under Section 482 of Cr.P.C, praying that in the circumstances stated in the memorandum of grounds filed in support of the Criminal Petition, the High Court may be pleased to quash all further proceedings in C.C. No. 862 of 2019 on the file of IV Addl. Judicial First Class Magistrate, Chittoor.

(Court Name is Amended as per Court Order dated 12.09.2022 in I.A.No. 03 of 2022 in CrI.P.,No. 1126 of 2022.)

And Whereas the High Court upon perusing the Criminal petition and memorandum of grounds filed herein and upon hearing the arguments of Sri T. S. Anirudh Reddy, Advocate for the Petitioner, and of Public Prosecutor for the Respondent No.2, directed issue of notice to the Respondents herein to show cause as to why this CRIMINAL PETITION should not be admitted.

You viz:

A. Subramanyam, S/o. Late A. Sundarajulu Setty, R/o. D. No.14-366/1. New Kaikattu Street, Chittoor Town, Andhra Pradesh.

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 Criminal

petition and the grounds filed therewith (copy enclosed) this CRIMINAL PETITION should not be admitted, within four (04) weeks, on which date the case stand posted for hearing.

IA NO: 2 OF 2022

Petition filed under Section 482 of Cr.P.C praying that in the circumstances stated in the memorandum of grounds filed in support of the Criminal petition, the High Court may be pleased to stay all further proceedings including the appearance of the petitioner in C.C. No. 862 of 2019 on the file of IV Addl. Judicial First Class Magistrate, Chittoor, pending disposal of CRLP No. 1126 of 2022, on the file of the High Court.

(Court Name is Amended as per Court Order dated 12.09.2022 in I.A.No. 03 of 2022 in CrI.P.,No. 1126 of 2022.)

The Court made the following:

ORDER:

"Notice to the respondents

2. Learned counsel for the petitioner(s) is permitted to take out personal notice to the 1st respondent by Registered post with acknowledgment due and file proof of service into the Registry.

3. The allegation against the petitioner is that he supplied defective 410 Clay Bricks Multifunction Machine to the defacto complainant thereby causing financial loss. Based on the complaint dated 07.10.2018, given by the defacto complainant, Crime was registered against the applicant in FIR.No.88/2018 of Thanvanampalle Police Station of Chittoor District for the offences punishable under Sections 420, 417 IPC and subsequently, Charge Sheet was also filed before the VI Special Judicial First Class Magistrate, Excise Court , Chittoor.

4. The learned counsel for the petitioner submits that after purchase of the Machinery, the defacto complainant has made certain complaints with regard to the defects in the Machinery and subsequently, the total amounts were paid back to the defacto complainant.

5. Considering the submissions made and on perusal of the record, there shall be stay of all further proceedings in pursuance of C.C.No.862 of 2019 on the file of VI Special Judicial First Class Magistrate, Excise Court , Chittoor.

6. Post this matter after four (4) weeks. ”

SD/- M. SRINIVAS
ASSISTANT REGISTRAR

//TRUE COPY//



For ASSISTANT REGISTRAR

To,

1. The VI Special Judicial First Class Magistrate, Excise Court, Chittoor.
2. The Station House Officer, Thavanampalle Police Station, Chittoor, Chittoor District.
3. A. Subramanyam, S/o. Late A. Sundarajulu Setty, R/o. D. No.14-366/1. New Kaikattu Street, Chittoor Town, Andhra Pradesh. **(by RPAD- along with a copy of petition and memorandum of grounds)**
4. One CC to SRI. T.S. Anirudh Reddy, Advocate [OPUC]
5. Two CCs to PUBLIC PROSECUTOR, High Court of Andhra Pradesh [OUT]
6. One spare copy

VD

NOTE: The Name of the Court "IV Additional Judicial First Class Magistrate, Chittoor" is Corrected as "VI Special Judicial First Class Magistrate, Excise Court, Chittoor" as per the Order of this Court dated 12.09.2022 in I.A.No. 3 of 2022. Substitute this Amended Order which was dispatched earlier dated 04.03.2022.

SD/- M. SRINIVAS
ASSISTANT REGISTRAR

HIGH COURT

DRJ

DATED: 22/02/2022

12.09.2022

NOTE: POST THIS MATTER AFTER FOUR (4) WEEKS.

ORDER

AMENDED ORDER

NOTICE BEFORE ADMISSION

CRLP.No.1126 of 2022

STAY

