

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

WEDNESDAY, THE FIFTH DAY OF MARCH

TWO THOUSAND AND TWENTY FIVE

**: PRESENT:
THE HONOURABLE SRI JUSTICE HARINATH.N**

CRIMINAL PETITION NO: 2290 OF 2025



Between:

Setti Kiran Kumar, S/o. Prasad Rao, Aged 38 years, Occ: Business, R/o National Petroleum Constructions Company, Mussafah Industrial Area, Zone-6, street-7, Plot.71, ABU-DHABI, P.O. Box-2058, ABU-DHABI-U.A.E. Permanent Address D.No.6-68-10/3/13, L.V.Nagar down, near Vijayadurga Temple, Old Gajuwaka, Vishakhapatnam.

...Petitioner/Accused No.4

AND

1. Setti Pushpa, W/o. Setti Mahesh Kumar, D/o Pamidi Dharma Rao, Aged 33 years, Occ: Housewife, R/o.D.No.25-7-2, D.N.R. College Ladies Hostel back side, Sriramapuram, Bhimavaram, Bhimavaram District, (Erstwhile West Godavari District)
2. Setti Riyaan Naidu, S/o. Setti Mahesh Kumar, Aged about 4 years, R/o.D.No.25-7-2, D.N.R. College Ladies Hostel back side, Sriramapuram, Bhimavaram, Bhimavaram District, (Erstwhile West Godavari District) (Respondent No.2 being a minor represented by his Mother/Respondent No.1)

...Respondents/Petitioners

3. The State of Andhra Pradesh, Represented by its Public Prosecutor, High Court of Judicature at Amaravati.

...Respondent

WHEREAS the Petitioner/Accused No.4 above named through his Advocate Sri A K Kishore Reddy, presented this Petition under Section 482 of Cr.P.C, (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 QUASH the proceedings in D.V.C.No.2 of 2022 pending on the file of The II Additional Judicial Magistrate of First Class-cum-Additional Junior Civil Judge, Bhimavaram, Bhimavaram District (Erstwhile West Godavari District)

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of Sri A K Kishore Reddy, Advocate for the Petitioner, and of Public Prosecutor for Respondent No.3, directed issue of notice to the Respondent Nos. 1 & 2 herein to show cause as to why this CRIMINAL PETITION should not be admitted.

You viz:

1. Setti Pushpa, w/o. Setti Mahesh Kumar, D/o Pamidi Dharma Rao, Aged 33 years, Occ Housewife, R/o.D.No.25-7-2, D.N.R. College Ladies Hostel back side, Sriramapuram, Bhimavaram, Bhimavaram District, (Erstwhile West Godavari District)
2. Setti Riyaan Naidu, S/o. Setti Mahesh Kumar, Aged about 4 years, R/o.D.No.25-7-2, D.N.R. College Ladies Hostel back side, Sriramapuram, Bhimavaram, Bhimavaram District, (Erstwhile West Godavari District)

(Respondent No.2 being a minor represented by his Mother/Respondent No.1)

are be and hereby directed to show cause on or before 17.04.2025 to which date the case stands posted as to why in the circumstances set out in the Criminal Petition and the memorandum of grounds filed therewith (copy enclosed) this CRIMINAL PETITION should not be admitted.

IA NO: 1 OF 2025

Petition under Section 151 CPC praying that in the circumstances stated in the grounds filed in support of the Criminal petition, the High Court may be pleased to grant STAY of all further proceedings in D.V.C.No.2 of 2022 pending on the file of The II Additional Judicial Magistrate of First Class-cum-Additional Junior Civil Judge, Bhimavaram, Bhimavaram District (Erstwhile West Godavari District, pending disposal of CRLP No. 2290 of 2025, on the file of the High Court.

The Court made the following: ORDER

Heard the learned counsel for the petitioner.

Issue notice to the respondent Nos.1 and 2.

The learned counsel for the petitioner is permitted to take out personal notice to the respondent Nos. 1 and 2 through Registered Post with Acknowledgment Due and file proof of service in the Registry.

The learned counsel for the petitioner submits that the petitioner is arraigned as Accused No.4 in D.V.C.No.2 of 2022 on the file of II Additional Judicial Magistrate of First Class-Cum-Additional Junior Civil Judge, Bhimavaram.

It is submitted that there are no specific allegations against the petitioner, who is the parent or a relative.

Considering the same, there shall be a stay of appearance of the petitioner in D.V.C.No.2 of 2022 on the file of II Additional Judicial Magistrate of First Class-Cum-Additional Junior Civil Judge, Bhimavaram.

Post the matter on 17.04.2025.

//TRUE COPY//

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SD/- K. KASIRAO ACHARI
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The II Additional Judicial Magistrate of First Class-cum-Additional Junior Civil Judge, Bhimavaram (West Godavari District)
2. Setti Pushpa, w/o. Setti Mahesh Kumar, D/o Pamidi Dharma Rao, Aged 33 years, Occ Housewife, R/o.D.No.25-7-2, D.N.R. College Ladies Hostel back side, Sriramapuram, Bhimavaram, Bhimavaram District, (Erstwhile West Godavari District)
3. Setti Riyaan Naidu, S/o. Setti Mahesh Kumar, Aged about 4 years, R/o.D.No.25-7-2, D.N.R. College Ladies Hostel back side, Sriramapuram, Bhimavaram, Bhimavaram District, (Erstwhile West Godavari District) (Respondent No.2 being a minor represented by his Mother/Respondent No.1) (by RPAD- along with a copy of petition and memorandum of grounds)
4. One CC to Sri A K Kishore Reddy, Advocate [OPUC]
5. Two CCs to Public Prosecutor, High Court of Andhra Pradesh [OUT]
6. One spare copy

HIGH COURT

HN, J

DATED: 05/03/2025

POST THE MATTER ON 17.04.2025.

NOTICE BEFORE ADMISSION

CRLP.No.2290 of 2025

INTERIM STAY

