

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

**TUESDAY, THE EIGHTEENTH DAY OF MARCH
TWO THOUSAND AND TWENTY FIVE**

PRESENT

THE HONOURABLE SRI JUSTICE HARINATH.N

I.A.Nos.2 & 3 of 2025

In/And

CRIMINAL PETITION NO: 2626 OF 2025



Between:

Ramath Mallikarjuna Naik, S/o.Nagu Naik, aged 27 years, R/o.D.No.B-14 (West), Yarada Park, Housing Colony, Sriharipuram, Malkapuram, Visakhapatnam – 53001.

...Petitioner/Sole Accused

AND

1. The State of Andhra Pradesh, Represented by Public Prosecutor, High Court of Andhra Pradesh, Through the Inspector of Police, Cyber Crime Police Station, Visakhapatnam.
2. Vallamkondu Raaga Chandrika, D/o.Nagesh Kumar (Late), R/o.A-18-A, Yarada Park, Housing Colony, Sriharipuram, Malkapuram, Visakhapatnam – 530011.

...Respondents/Defacto Complainant

Petition filed under Section 528 of BNSS, praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court may be pleased to quash proceedings in C.C.No.145 of 2024 on the file of Chief Metropolitan Magistrate, Visakhapatnam.

I.A. NO: 2 OF 2025

Between:

Vallamkondu Raaga Chandrika, D/o.Late Vallamkondu Nagesh Kumar, aged about 27 years, R/o.4/114, Ayyaswamy Pillai Street, Dr.Thulasamma Hospital Lane, Nararajupeta, CuddapahYarada Park, Housing Colony, Sriharipuram, Malkapuram, Visakhapatnam – 530011.

...Respondent No.2/Defacto Complainant

AND

1. The State of Andhra Pradesh, rep by it's Public Prosecutor, High Court, at Amaravathi, Guntur District.

...Respondent/Respondent No.1

2. Ramath Mallikarjun Naik, S/o.Nagu Naik, aged 28 years, R/o.Flat No.402, Road No.8/2, Gallavanipalem, Aganampudi, Vinayaka Pride Apartments, Shirdi Sai Nagar, Visakhapatnam.

...Petitioner/Accused

Petition filed under Section 320 (6) of Cr.P.C read with Section 482 of Cr.P.C read with Section 359 (6) of BNSS praying that in the circumstances stated in the Memorandum of Criminal Petition, the High Court may be pleased to permit the 2nd Respondent to withdraw the complaint made by her and to compound the offences under sections 354-D of the Indian Penal Code and 66-D of the Information Technology Act, 2000 against the Petitioner and quash proceedings in C.C.No.145 of 2024 on the file of Chief Metropolitan Magistrate, Visakhapatnam against the Petitioner/Accused, since the petitioner and the 2nd respondent herein compromised and settled amicably.

I.A. NO: 3 OF 2025

Between:

Ramath Mallikarjuna Naik, S/o.Nagu Naik, aged about 28 years,
R/o.Flat No.402, Road No.8/2, Gallavanipalem, Aganampudi, Vinayaka
Pride Apartments, Shirdi Sai Nagar, Visakhapatnam.

...Petitioner/ Accused

AND

1. The State of Andhra Pradesh, rep by it's Public Prosecutor, High Court at Amaravathi, Guntur District.
2. Vallamkondu Raaga Chandrika, D/o.Late Vallamkondu Nagesh Kumar, aged about 27 years, R/o.4/114, Ayyaswamy Pillai Street, Dr.Thulasamma Hospital Lane, Nagarajupeta, Cuddapah, Cuddapah District.

...Respondent No.2/Defacto Complainant

Petition filed under Section 320 (2) of Cr.P.C read with Section 428 of Cr.P.C read with Section 359 (2) of BNSS praying that in the circumstances stated in the Memorandum of Criminal Petition, the High Court may be pleased to compound the offences under sections 354-D of the Indian Penal Code and 66-D of the Information Technology Act, 2000 against the Petitioner and to quash the proceedings in C.C. No.145 of 2024 on the file of Chief Metropolitan Magistrate, Visakhapatnam in view of the compromise entered between the petitioner and the Respondent No.2.

***Joint Compromise Memo enclosed (vide separate sheet)**

I.A. NO: 1 OF 2025

Petition filed under Section 528 of BNSS praying that in the circumstances stated in the Memorandum of Criminal Petition, the High Court may be pleased to STAY all further proceedings in C.C.No.145 of 2024 on the file of Chief Metropolitan Magistrate, Visakhapatnam including dispensation of personal appearance of the Petitioner herein pending disposal of the present Criminal Petition.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri D.Sumanth, Advocate for Petitioner and the Assistant Public Prosecutor on behalf of Respondent No.1 and of Sri Akula Sri Krishna Sai Bhargav, Advocate for Respondent No.2

The Court made the following Common Order:

APHC010120932025



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

[3457]

**TUESDAY, THE EIGHTEENTH DAY OF MARCH
TWO THOUSAND AND TWENTY FIVE**

PRESENT

THE HONOURABLE SRI JUSTICE HARINATH.N

CRIMINAL PETITION NO: 2626/2025

Between:

Ramath Mallikarjuna Naik

...PETITIONER/ACCUSED

AND

**The State Of Andhra
Pradesh and Others**

...RESPONDENT/COMPLAINANT(S)

Counsel for the Petitioner/accused:

1.D.SUMANTH

Counsel for the Respondent/complainant(S):

1.PUBLIC PROSECUTOR

The Court made the following:

THE HONOURABLE SRI JUSTICE HARINATH.N**IA Nos.2 & 3 of 2025**
in/and
Criminal Petition No:2626 of 2025**COMMON ORDER:**

This Criminal Petition, under Section 482 of Cr.P.C. corresponding to Section 528 of B.N.S.S., 2023 has been filed on behalf of the petitioner herein/Accused, to quash the proceedings in C.C.No.145 of 2024 on the file of the learned Chief Metropolitan Magistrate, Visakhapatnam.

2. Heard learned counsel for the petitioner/Accused, learned counsel representing for the unofficial respondent No.2/de facto complainant and learned Assistant Public Prosecutor representing the State/respondent No.1.

3. Today, when the matter is taken up, petitioner herein/Accused, respondent No.2/de facto complainant are present before this Court. They produced their respective Aadhar cards in proof of their identity. Learned counsel for the petitioners and the learned counsel for respondent No.2 have identified both the parties in the open Court.

4. This Court has questioned respondent No.2 herein/ defacto-complainant with regard to compromise, and she categorically stated to that extent that she has voluntarily entered into compromise with the petitioner herein/Accused. This Court is satisfied with the identification of the parties and voluntariness in arriving at the compromise. In view of the compromise between the parties, the chances of conviction are remote and bleak.

5. In the light of judgment of the Hon'ble Apex Court in the case of **Gian Singh Vs. State of Punjab & another**¹, on quashing of criminal case, when the parties entered into settlement and compromise, the Criminal Petition is allowed and therefore, the case proceedings in C.C.No.145 of 2024 on the file of the learned Chief Metropolitan Magistrate, Visakhapatnam, against the petitioners herein/Accused are hereby quashed.

6. Accordingly, I.A.Nos.2 and 3 of 2025 and Criminal Petition No.2626 of 2025 are allowed.

Interlocutory applications, if any, pending shall stand closed.

¹ 2012 (9) Scale 257

//TRUE COPY//

Sd/- K TATA RAO
DEPUTY REGISTRAR


SECTION OFFICER

To,

1. The Chief Metropolitan Magistrate, Visakhapatnam, Visakhapatnam District.

2. The Station House Officer, Cyber Crime Police Station, Visakhapatnam, Visakhapatnam District.

3. One CC to Sri D.Sumanth Advocate [OPUC]

4. One CC to Sri Akula Sri Krishna Sai Bhargav Advocate [OPUC]

5. Two CC's to the Public Prosecutor, High Court of Andhra Pradesh at Amaravati [OUT]

6. **Three CD Copies**

*Joint Compromise Memo enclosed (vide separate sheet)

BSV

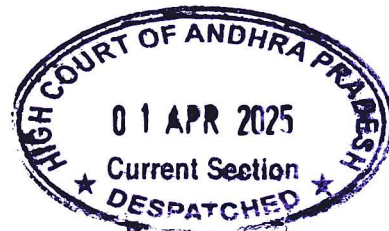
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HIGH COURT

DATED:18/03/2025

COMMON ORDER

I.A.Nos.2 & 3 of 2025 In/And CRLP.No.2626 of 2025



**I.A.Nos.2 and 3 of 2025 are ALLOWED
ALLOWING THE CRIMINAL PETITION**

IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH AT
AMARAVATHI

Crl.P. No. 2626 of 2025

Against

C.C. NO. 145 of 2024

(On the file of Chief Metropolitan Magistrate, Visakhapatnam)

Between:

Ramath Mallikarjun Naik, S/o Nagu Naik, Aged about 28
years, R/o Flat No.402, Road No.8/2, Gallavanipalem,
Aganampudi, Vinayaka Pride Apartments, Shirdi Sai
Nagar, Visakhapatnam.

...Petitioner/Accused

And

1. The State of Andhra Pradesh, rep by it's Public Prosecutor,
High Court at Amaravathi, Guntur District.

...Respondent

1. Vallamkondu Raaga Chandrika, D/o Late
Vallamkondu Nagesh Kumar, Aged about 27 years,
R/o 4/114, Ayyaswamy Pillai Street, Dr.Thulasamma
Hospital Lane, Nagarajupeta, Cuddapah, Cuddapah
District.

...Respondent No.2/ **De-facto** Complainant

JOINT MEMO

It is submitted that the Petitioner/Sole-Accused and 2nd
Respondent herein filed the present joint memo to quash the
proceedings as against the Petitioner/accused in C.C. NO. 145 of
2024 on the file of Chief Metropolitan Magistrate, Visakhapatnam as
the matter is settled out of court amicably.

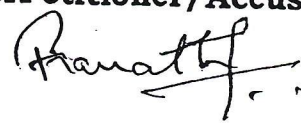
It is humbly submitted that during pendency of the case, the elders
and the well-wishers of the petitioner and the defacto-complainant
have intervened and wanted to settle the matter amicably in view of
the social status of both parties. It is humbly submitted that in view of
their future, both the parties have settled their dispute by way of

compromise and the 2nd respondent/complainant intends to withdraw the complaint against the petitioner/Accused. It is humbly submitted that in view of the compromise in between the both parties, the continuation of proceedings would be a futile exercise. Therefore, in the interest of justice the Hon'ble Court may be pleased to exercise the inherent powers by taking into consideration the future of the both the parties to grant leave to compromise and to quash the proceedings in present crime.

For the reasons stated above, it is prayed that this Hon'ble Court may be pleased to compound the offences under sections 354-D of the Indian Penal Code and 66-D of the Information Technology Act, 2000 against the Petitioner and to quash proceedings in C C.C. NO. 145 of 2024 on the file of Chief Metropolitan Magistrate, Visakhapatnam against the Petitioner/Accused, since the petitioner and the 2nd respondent herein compromised and settled amicably, in the interest of justice and pass such further order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Amaravati

Date : 14.03.2025


Counsel for the Petitioner/Accused (D. Sumanth)
Ramath Mallikarjun Naik - 


Counsel for the 2nd Respondent/De-facto complainant
(A.S.K.S. BHARGAV)

 V. Raaga Chandrika
(V. Raaga Chandrika)