

HIGH COURT OF ANDHRA PRADESH : AT AMARAVATI

MAIN CASE No: CrI.P.No.3040 of 2025

PROCEEDING SHEET

Sl. No.	DATE	ORDER	OFFICE NOTE
04.	08.04.2025	<u>HN,J</u> <u>I.A.No.1 of 2025</u> Dispensed with for the present. <u>HN,J</u> <u>I.A.No.2 of 2025</u> The learned counsel for the petitioners submits that the petitioners are arraigned as accused Nos.1 and 2 in S.C.SPL.No.70 of 2020 on the file of Special Court for SC & ST Cases-cum-XI Additional District Judge, Visakhapatnam, for alleged offences under Sections 447, 427, 379, 307, 332 read with 34 of IPC and Section 3 of P.D.P.P. Act, 1984 and Sections 3(i)(r), 3(2)(v) of SC/ST(POA) Act. The learned counsel for the petitioners submits that the 1st petitioner is the retired army personnel and the 2nd petitioner is a government servant working in Anakapalle. The 2nd respondent has filed a complaint against the petitioners. It is submitted that the alleged incident occurred in reserved forest area according to the 2nd respondent. However, learned counsel for the petitioners secured information under RTI Act and submits that the area is not in reserved forest area. These aspects shall be dealt by the trial	

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		Court while considering the matter at trial. In so far as the application of provision under Section 3(1)(r) is concerned, the incident occurred in reserved forest area is to be seen whether the same can be considered as offence committed in a public view. Considering the submissions, there shall be stay of appearance of the petitioners in S.C.SPL.No.70 of 2020 on the file of Special Court for SC & ST Cases-cum-XI Additional District Judge, Visakhapatnam, except for the dates when the presence of the petitioners is required for the purpose of trial. _____ HN,J <u>Crl.P.No.3040 of 2025</u> 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. Post the matter on 25.06.2025. _____ HN,J BMS	
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