

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

**TUESDAY, THE TWENTY SECOND DAY OF APRIL,
TWO THOUSAND AND TWENTY FIVE**

:PRESENT:

The **HONOURABLE SRI JUSTICE HARINATH.N**

IA No. 2 OF 2025

IN

CRLP NO: 4342 OF 2025



Between:

Paidi Suryanarayana, S/o Appa Rao, Aged about 50 years, Occ: Ex-service man R/o VR. Gudem village Ponduru Mandal Srikakulam District.

...Petitioner/Accused

(Petitioner in CRLP 4342 OF 2025

on the file of High Court)

AND

1. The State of Andhra Pradesh, Rep by its, Public Prosecutor through SHO Ponduru PS, High Court GF9P+R69, Nelapadu, Guntur District. Amaravati, Andhra Pradesh 522237.

...Respondent

2. Konchada Sanyasamma, W/o late Sriramulu Aged about 63 years Occ:house wife, R/o Rapaka Village ponduru mandal Srikakulam District.

...Respondent/Defacto-Complainant

(Respondents in-do-)

Counsel for the Petitioner : SRI TOTA TEJESWARA RAO

Counsel for the Respondent No.1: PUBLIC PROSECUTOR

Petition under Section 482 of Cr.P.C R/w 528 of BNSS, Act 2023 is filed praying that in the circumstances stated in memorandum of grounds of criminal petition, the High Court may be pleased to grant stay of all

further proceedings in CC No.298/2021 on the file of the Hon'ble court of Judicial First Class Magistrate at ponduru Srikakulam District, registered for the offence punishable U/s 448, 354, 427, 323 of IPC, pending disposal of CRLP No.4342 of 2025, on the file of the High Court.

The court while directing issue of notice to the Respondents herein to show cause as to why this application should not be complied with, made the following order.(The receipt of this order will be deemed to be the receipt of notice in the case).

ORDER:

"Learned counsel for the petitioner submits that the petitioner is arrayed as accused in C.C.No.298 of 2021 on the file of the learned Judicial Magistrate of First Class, Ponduru, Srikakulam District, for the alleged offences punishable under Sections 448, 354, 427 and 323 of I.P.C. It is submitted that the petitioner was granted form-D patta by the Government on the name of the wife of the petitioner. The petitioner's wife has filed O.S.No.23 of 2021 when the respondent No.2 and others tried to interfere with the peaceful possession and enjoyment of the property over which the petitioner's wife had been granted form-D patta. It is submitted that the petitioner's wife also filed Writ Petition No.4609 of 2023 challenging the proposal of the Revenue Authorities to sub divide the petitioner's land, which is pending. It is submitted that the respondent No.2 has filed false complaint against the petitioner alleging various offences. It is submitted that the petitioner cannot be alleged to trespass his own land.

Considering the same, there shall be stay of all further proceedings in C.C.No.298 of 2021 on the file of the learned Judicial Magistrate of First Class, Ponduru Srikakulam District."

//TRUE COPY//

For A

Sd/- K.TATA RAO
DEPUTY REGISTRAR

SECTION OFFICER

To,

1. The Judicial Magistrate of First Class, Ponduru Srikakulam District.
2. The Station House Officer, Ponduru Police Station, Srikakulam District.
3. Konchada Sanyasamma, W/o late Sriramulu, R/o Rapaka Village ponduru mandal Srikakulam District. (By **RPAD**)
4. One CC to Sri. Tota Tejeswara Rao, Advocate [OPUC]
5. Two CCs to Public Prosecutor, High Court of AP [OUT]
6. One spare copy

MM

HIGH COURT

HN,J

DATED:22/04/2025

POST THE MATTER ON 24.06.2025

ORDER

IA.No.2 OF 2025

IN

CRLP.No.4342 of 2025

STAY

