

[3327]

**(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI**

**TUESDAY ,THE TWENTY THIRD DAY OF APRIL
TWO THOUSAND AND TWENTY FOUR**

:PRESENT:

THE HONOURABLE SRI JUSTICE K SREENIVASA REDDY

CRIMINAL PETITION NO: 2645 OF 2024



Between:

1. Vadlamudi Koteswara Rao, S/o Ramaiah, aged about 63 Years, R/o Kanamarlapudi Village, Savalyapuram Mandal, Guntur District.
2. Vadlamudi Ravamma, W/o Koteswara Rao, aged about 58 Years, R/o Kanamarlapudi Village, Savalyapuram Mandal, Guntur District.
3. Kannedari Prameelarani @Kanyadhari Prameela, W/o Lakshmaiah, aged about 37 Years, R/o Gurramvaripalem Village, Savalyapuram Mandal, Guntur District.
4. Kanydahri Venkannababu@ Kannedari Venkayyababu, S/o Venkateswaralu, aged about 53 Years, R/o Gurramvaripalem Village, Savalyapuram Mandal, Guntur District

Petitioners/Accused 2 to 4

AND

1. The State of Andhra Pradesh, rep., by its Public Prosecutor, High Court of Andhra Pradesh, Through Inspector of Police Cumbam Police Station, Cumbam Prakasam District.

Respondent/ Complainant

2. Vadlamudi Rajeswarai, W/o Srinivas, aged about 39 years, R/o Pedda Nalla Kaluva Village, Cumbam Mandal, Prakasam District

Respondent/Defacto Complainant

WHEREAS the Petitioners/Accused above named through his/her Advocate SRI SUBBA RAO KORRAPATI presented this Petition under

Section 482 of Cr.P.C, praying that in the circumstances stated in the memo of grounds filed in support of the Criminal Petition, the High Court may be pleased to quash the proceedings in C.C.No.440/2023 on the file of the Court of the Judicial First Class Magistrate, Giddalur,

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of Sri SUBBA RAO KORRAPATI Advocate for the Petitioner, ASSISTANT PUBLIC PROSECUTOR for the Respondent No.1, directed issue of notice to the Respondent No.2 herein to show cause as to why this CRIMINAL PETITION should not be admitted.

You viz:

Vadlamudi Rajeswarai, W/o Srinivas, aged about 39 years, R/o Pedda Nalla Kaluva Village, Cumbam Mandal, Prakasam District
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 petition and the memorandum of grounds filed therewith(copy enclosed) this **CRIMINAL PETITION** should not be admitted within eight weeks.

IA NO: 1 OF 2024

Petition under Section 482 of Cr.P.C, praying that in the circumstances stated in the memo of grounds filed in support of the petition, the High Court may be pleased to stay of all further proceedings in C.C.No.440/2023 the file of the Court of the Judicial First Class Magistrate, Giddalur, including the appearance of the petitioners, pending disposal of CRLP No. 2645 of 2024, on the file of the High Court.

The Court made the following order:

“Learned Assistant Public Prosecutor takes notice for respondent No.1 and seeks time to get instructions in the matter.

Issue notice to respondent No.2.

Learned counsel for the petitioners is permitted to take out personal notice on respondent No.2 by registered post with

acknowledgment due and file proof of service before the Registry within a period of three (3) weeks.

On a perusal of the material on record, prima facie, goes to show that except making an omnibus accusation against the petitioners herein/A2 to A4 that they supported A1 in harassing the de facto complainant, no specific act has been attributed against them.

In view of the same and in view of the principles laid down by the Hon'ble Supreme Court in Preeti Gupta and another v. State of Jharkhand & another, (2010) 7 SCC 667 and Geeta Mehrotra v. State of Uttar Pradesh, (2012) 10 SCC 741, there shall be interim stay of all further proceedings in CC No.440 of 2023 on the file of the learned Judicial Magistrate of First Class, Giddalur, in respect of the petitioners herein/A-2 to A-4 only, for a period of twelve (12) weeks.

List the matter after eight (8) weeks. "

Sd/- K. J. RAJA BABU
ASSISTANT REGISTRAR

//TRUE COPY//

For

SECTION OFFICER

To,

1. The Judicial Magistrate of First Class, Giddalur
2. The Inspector of Police Cumbam Police Station, Cumbam Prakasam District
3. Vadlamudi Rajeswarai, W/o Srinivas, aged about 39 years, R/o Pedda Nalla Kaluva Village, Cumbam Mandal, Prakasam District (by RPAD- along with a copy of petition and memorandum of grounds)
4. One CC to SRI. SUBBA RAO KORRAPATI Advocate [OPUC]
5. Two CCs to PUBLIC PROSECUTOR, High Court of A.P[OUT]
6. **One spare copy**

Rvk

HIGH COURT

SRK,J

DATED:23/04/2024

LIST THE MATTER AFTER EIGHT (8) WEEKS

NOTICE BEFORE ADMISSION

CRLP.No.2645 of 2024

INTERIM STAY

