

HIGH COURT OF ANDHRA PRADESH : AT AMARAVATI

MAIN CASE No.: Criminal Petition No.2939 of 2024

PROCEEDING SHEET

SL. NO.	DATE	ORDER	OFFICE NOTE
1)	29.04.2024	<u>SRK, J</u> 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 goes to show that A-1 agreed to sell the land to an extent of 0.40 cents, situated in Survey No.334/4 and 334 (0.35 cents and 0.50 cents) of Damaramadugu village to the <i>de facto</i> complainant and to that effect an agreement of sale was entered between them. The sale price was fixed at Rs.65,00,000/- and the <i>de facto</i> complainant paid advance sale consideration amount to a tune of Rs.6,50,000/- on 04.06.2022. The accusation against the petitioners herein/A-2 and A-3 is that they are alleged to have insisted A-1 not to register the land in favour of the <i>de</i>	Contd...

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		<i>facto</i> complainant on the ground that the rate which was agreed upon between A-1 and the <i>de facto</i> complainant is very low. Except the said allegation, no specific act has been attributed against the petitioners herein. Even accepting the said accusation to be true, still there is any amount of ambiguity whether the offence under Section 420 IPC would attract against the petitioners herein or not. It needs examination. In view of the said reasons, there shall be interim stay of all further proceedings in CC No.675 of 2023 on the file of the learned Additional Judicial Magistrate of First Class, Kovur, SPSR Nellore district, in respect of the petitioners herein/A-2 and A-3 only, for a period of twelve (12) weeks. List the matter after eight (8) weeks. SRK, J Nsr	

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