



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

THURSDAY, THE TWENTY THIRD DAY OF APRIL,
TWO THOUSAND AND TWENTY SIX

**:PRESENT:
THE HONOURABLE DR JUSTICE Y. LAKSHMANA RAO**

CRIMINAL PETITION NO: 3347 OF 2026

Between:

1. Muthi Mallikharjuna Prasad, S/o Raghavendra Rao, Aged about 25 years, R/o. Sri Ram Pearl Villa, Darsi Pet, Patamata, Vijayawada, NTR District, Andhra Pradesh.
2. Puligadda Prasanna @ Malathi, D/o Nancharaiah, Aged about 24 years, R/o Viswanadhapalli, Koduru Mandal, NTR District, Andhra Pradesh.

Petitioner/Accused Nos.2 & 3

AND

1. The State of Andhra Pradesh, Represented by its Public Prosecutor, High Court of Andhra Pradesh, High Court Buildings at Nelapadu, Guntur District, Andhra Pradesh. [SHO, Machavaram Police Station, Vijayawada City]
2. Kasula Pitchaiah @ Chinna, S/o. Venkata Subbaiah, aged about 47 Years, R/o. D.No.40-9/4-24, Plot No.70, Municipal Employees Colony, Vijayawada, NTR District, Andhra Pradesh.

Respondents

WHEREAS the Petitioners above named through their Advocate Sri. V SAI KUMAR, presented this Petition under Section 528 of BNSS., is filed praying that in the circumstances stated in the grounds filed in support of the CriminalPetition, the High Court may be pleased to call for the records relating

to and in connection with CC No. 2412/2021 in Crime No. 482/2019, on the file of the I Additional Chief Metropolitan Magistrate at Vijayawada, NTR District, Andhra Pradesh and to quash the same;

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of Sri V SAI KUMAR, Advocate for the Petitioner and of 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:

Kasula Pitchaiah @ Chinna, S/o. Venkata Subbaiah, aged about 47 Years, R/o. D.No.40-9/4-24, Plot No.70, Municipal Employees Colony, Vijayawada, NTR District, Andhra Pradesh.

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 on or before **15.06.2026** to which date the case stands posted for hearing.

IA NO: 2 OF 2026

Petition under Section 528 of BNSS., is filed praying that in the circumstances stated in the grounds filed in support of the CriminalPetition, the High Court may be pleased to stay of all further proceedings in CC No. 2412/2021 in Crime No. 482/2019, on the file of the I Additional Chief Metropolitan Magistrate at Vijayawada, NTR District, Andhra Pradesh;

The Court made the following ORDER:

Heard learned counsel for Petitioners and learned Assistant Public Prosecutor.

Issue notice to the Respondent No.2.

The learned counsel for the Petitioners is permitted to take out personal notice on Respondent No.2 and file proof to that effect.

The Respondent No.2 alleges that the Petitioners has committed not only the offence of criminal breach of trust but also the offence of cheating.

The Hon'ble Apex Court in Delhi Race Club (1940) Ltd v. State of Uttar Pradesh¹ observed that the criminal breach of trust and cheating cannot go together.

Considering the facts and circumstances of the case, the matter is referred to mediation.

Mr.Bethapalli Surya Narayana, learned trained mediator is appointed as mediator in this case.

The Secretary, High Court Legal Services Committee, is directed to issue necessary proceedings in that regard.

The fee for the Mediator shall be fixed at a later point of time.

The Petitioners and Respondent No.2 shall appear before the mediator on 07.05.2026, or on any other date convenient to both parties and the mediator, and shall co-operate with the mediation.

The learned Magistrate of the Trial Court and the Station House Officer concerned are hereby directed to drive the parties before the learned trained mediator for amicable settlement.

Post the matter after Summer Vacation-2026, for the Mediator's report.

Until the mediation proceedings are concluded, there shall be a stay of all further proceedings in C.C.No.2412 of 2021 on the file of the learned I Additional Chief Metropolitan Magistrate, Vijayawada, NTR District.

//TRUE COPY//

SD/- K.J.RAJA BABU
ASSISTANT REGISTRAR
SECTION OFFICER

¹ CrI.A.No.3114 of 2024 dated 23.08.2025

To,

1. The I Additional Chief Metropolitan Magistrate, Vijayawada, NTR District.
2. The Station House Officer, Machavaram Police Station, Vijayawada, NTR District.
3. The Secretary, High Court Legal Services Committee, High Court of Andhra Pradesh, Amaravati.
4. Kasula Pitchaiah @ Chinna, S/o. Venkata Subbaiah, aged about 47 Years, R/o. D.No.40-9/4-24, Plot No.70, Municipal Employees Colony, Vijayawada, NTR District, Andhra Pradesh. (along with a copy of petition and memorandum of grounds)
5. Muthi Mallikharjuna Prasad, S/o Raghavendra Rao, Aged about 25 years, R/o. Sri Ram Pearl Villa, Darsi Pet, Patamata, Vijayawada, NTR District, Andhra Pradesh.
6. Puligadda Prasanna @ Malathi, D/o Nancharaiah, Aged about 24 years, R/o Viswanadhapalli, Koduru Mandal, NTR District, Andhra Pradesh. **(4 to 6 by SPEED POST – Directed to appear before the Mediator on 07.05.2026)**
7. One CC to Sri. V SAI KUMAR, Advocate [OPUC]
8. One CC to Sri. BETHAPALLI SURYA NARAYANA, Mediator (by SPEED POST)
9. Two CCs to the PUBLIC PROSECUTOR, High Court of Andhra Pradesh, Amaravati. [OUT]
10. **One spare copy**

JSS

HIGH COURT

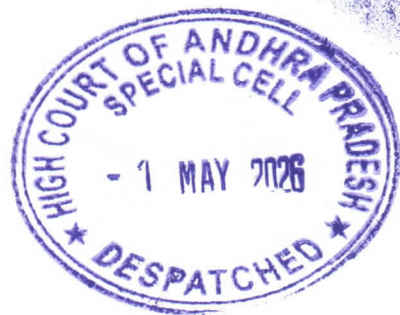
DR.YLR, J

DATED:23/04/2026

POST THE MATTER AFTER SUMMER VACATION-2026, FOR THE
MEDIATOR'S REPORT.

NOTICE BEFORE ADMISSION

CRLP.No.3347 of 2026



STAY